

State of Rhode Island and Providence Plantations  
Department of Administration  
Division of Purchases

**RIVIP BIDDER CERTIFICATION COVER FORM**  
**SECTION 1 - BIDDER INFORMATION**

*Bidder must be registered as a vendor on the RIVIP system at [www.purchasing.ri.gov](http://www.purchasing.ri.gov) to submit a bid proposal.*

**Solicitation Number:** 7550588A1  
**Solicitation Title:** FOGARTY SCHOOL OF NURSING LANDSCAPING - RI COLLEGE ADDENDUM #1 (3 PGS & ZIP FILE)  
**Bid Proposal Submission Deadline Date & Time:** 6/14/2016 10:00 AM  
**RIVIP Vendor ID #:** 5157  
**Bidder Name:** Yard Works Inc.  
**Address:** 1309 Warwick Ave.  
Warwick , RI 02888  
USA  
**Telephone:** (401) 463-9133  
**Fax:** (401)463-3104  
**Contact Name:** Brian Byrnes  
**Contact Title:** Supervisor  
**Contact Email:** bbyrnes@yardworksinc.com

**SECTION 2 - DISCLOSURES**

**Bidders must respond to every statement. Bid proposals submitted without a complete response may be deemed nonresponsive.**

*Indicate "Y" (Yes) or "N" (No) for Disclosures 1-4, and if "Yes," provide details below*

- N 1. State whether the Bidder, or any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder or any parent, subsidiary, or affiliate has been subject to suspension or debarment by any federal, state, or municipal governmental authority, or the subject of criminal prosecution, or convicted of a criminal offense within the previous 5 years. If "Yes," provide details below.
- N 2. State whether the Bidder, or any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder or any parent, subsidiary, or affiliate has had any contracts with a federal, state, or municipal governmental authority terminated for any reason within the previous 5 years. If "Yes," provide details below.
- N 3. State whether the Bidder, or any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder or any parent, subsidiary, or affiliate has been fined more than \$5000 for violation(s) of any Rhode Island environmental law(s) by the Rhode Island Department of Environmental Management within the previous 5 years. If "Yes," provide details below.
- N 4. State whether any officer, director, manager, stockholder, member, partner, or other owner or principal of the Bidder is serving or has served within the past two calendar years as either an appointed or elected official of any state governmental authority or quasi-public

corporation, including without limitation, any entity created as a legislative body or public or state agency by the general assembly or constitution of this state.

Disclosure details (continue on additional sheet if necessary):

KEVIN J FOX	1309 WARWICK AVE WARWICK RI 02888	33% PRES/TREASURER
MICHAEL P FOX	1309 WARWICK AVE WARWICK RI 02888	33% VP
JOSEPH A FOX	1309 WARWICK AVE WARWICK RI 02888	33%

### SECTION 3 - OWNERSHIP DISCLOSURE

**Bidders must provide all relevant information. Bid proposals submitted without a complete response may be deemed nonresponsive.**

If the Bidder is publicly held, the Bidder may provide owner information about only those stockholders, members, partners, or other owners that hold at least 10% of the record or beneficial equity interests of the Bidder; otherwise, complete ownership disclosure is required.

List each officer, director, manager, stockholder, member, partner, or other owner or principle of the Bidder, and each intermediate parent company and the ultimate parent company of the Bidder. For each individual, provide his or her name, business address, principal occupation, position with the Bidder, and the percentage of ownership, if any, he or she holds in the Bidder, and each intermediate parent company and the ultimate parent company of the bidder.

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### SECTION 4 - CERTIFICATIONS

**Bidders must respond to every statement. Bid proposals submitted without a complete response may be deemed nonresponsive.**

Indicate "Y" (Yes) or "N" (No), and if "No," provide details below.

**THE BIDDER CERTIFIES THAT:**

- 1. The Bidder will immediately disclose, in writing, to the State Purchasing Agent any potential conflict of interest which may occur during the term of any contract awarded pursuant to this solicitation.
- 2. The Bidder possesses all licenses and anyone who will perform any work will possess all licenses required by applicable federal, state, and local law necessary to perform the requirements of any contract awarded pursuant to this solicitation and will maintain all required licenses during the term of any contract awarded pursuant to this solicitation. In the event that any required license shall lapse or be restricted or suspended, the Bidder shall immediately notify the State Purchasing Agent in writing.
- 3. The Bidder will maintain all required insurance during the term of any contract pursuant to this solicitation. In the event that any required insurance shall lapse or be canceled, the Bidder will immediately notify the State Purchasing Agent in writing.
- 4. The Bidder understands that falsification of any information in this bid proposal or failure to notify the State Purchasing Agent of any changes in any disclosures or certifications in this Bidder Certification may be grounds for suspension, debarment, and/or prosecution for fraud.
- 5. The Bidder has not paid and will not pay any bonus, commission, fee, gratuity, or other remuneration to any employee or official of the State of Rhode Island or any subdivision of the State of Rhode Island or other governmental authority for the purpose of obtaining an award of a contract pursuant to this solicitation. The Bidder further certifies that no bonus, commission, fee, gratuity, or other

remuneration has been or will be received from any third party or paid to any third party contingent on the award of a contract pursuant to this solicitation.

Y

6. This bid proposal is not a collusive bid proposal. Neither the Bidder, nor any of its owners, stockholders, members, partners, principals, directors, managers, officers, employees, or agents has in any way colluded, conspired, or agreed, directly or indirectly, with any other bidder or person to submit a collusive bid proposal in response to the solicitation or to refrain from submitting a bid proposal in response to the solicitation, or has in any manner, directly or indirectly, sought by agreement or collusion or other communication with any other bidder or person to fix the price or prices in the bid proposal or the bid proposal of any other bidder, or to fix any overhead, profit, or cost component of the bid price in the bid proposal or the bid proposal of any other bidder, or to secure through any collusion, conspiracy, or unlawful agreement any advantage against the State of Rhode Island or any person with an interest in the contract awarded pursuant to this solicitation. The bid price in the bid proposal is fair and proper and is not tainted by any collusion, conspiracy, or unlawful agreement on the part of the Bidder, its owners, stockholders, members, partners, principals, directors, managers, officers, employees, or agents.

Y

7. The Bidder: (i) is not identified on the General Treasurer's list created pursuant to R.I. Gen. Laws § 37-2.5-3 as a person or entity engaging in investment activities in Iran described in § 37-2.5-2(b); and (ii) is not engaging in any such investment activities in Iran.

Y

8. The Bidder will comply with all of the laws that are incorporated into and/or applicable to any contract with the State of Rhode Island.

Certification details (continue on additional sheet if necessary):

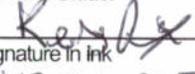
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Submission by the Bidder of a bid proposal pursuant to this solicitation constitutes an offer to contract with the State of Rhode Island through the Division of Purchases on the terms and conditions contained in this solicitation and the bid proposal. The Bidder certifies that: (1) the Bidder has reviewed this solicitation and agrees to comply with its terms and conditions; (2) the bid proposal is based on this solicitation; and (3) the information submitted in the bid proposal (including this Bidder Certification Cover Form) is accurate and complete. The Bidder acknowledges that the terms and conditions of this solicitation and the bid proposal will be incorporated into any contract awarded to the Bidder pursuant to this solicitation and the bid proposal. The person signing below represents, under penalty of perjury, that he or she is fully informed regarding the preparation and contents of this bid proposal and has been duly authorized to execute and submit this bid proposal on behalf of the Bidder.

**BIDDER**

Date: 6/14/16

KEVIN J FOX  
Name of Bidder

  
Signature In Ink

KEVIN J FOX - PRESIDENT  
Printed name and title of person signing on behalf of Bidder

Solicitation #: 7550588

Solicitation Title: Rhode Island College – Fogarty School of Nursing Landscaping

**BID FORM**

To: The State of Rhode Island Department of Administration  
Division of Purchases, 2<sup>nd</sup> Floor  
One Capitol Hill, Providence, RI 02908-5855

Bidder:

YARD WORKS INC.  
Legal name of entity

1309 WARWICK AVE WARWICK RI 02888  
Address (street/city/state/zip)

CHRISTOPHER M SEBER YARDWORKS.CHRIS@GMAIL.COM  
Contact name Contact email

401-463-9133 401-490-3806  
Contact telephone Contact fax

**1. BASE BID PRICE**

The Bidder submits this bid proposal to perform all of the work (including labor and materials) described in the solicitation for this Base Bid Price (*including the costs for all Allowances, Bonds, and Addenda*):

\$ 40,800<sup>00</sup>  
(base bid price *in figures* printed electronically, typed, or handwritten legibly in ink)

FORTY THOUSAND EIGHT HUNDRED  
(base bid price *in words* printed electronically, typed, or handwritten legibly in ink)

**Allowances**

The Base Bid Price includes the costs for the following Allowances:

1. Allowance 1: **Provide and Install Drip Irrigation System \$3,500**

**Bonds**

The Base Bid Price ***includes*** the costs for all Bid and Payment and Performance Bonds required by the solicitation.

Solicitation #: 7550588

Solicitation Title: Rhode Island College – Fogarty School of Nursing Landscaping

**Addenda**

The Bidder has examined the entire solicitation (including the following Addenda), and the Base Bid Price **includes** the costs of any modifications required by the Addenda.

*All Addenda must be acknowledged.*

Addendum No. 1 dated: 6/3/16

Addendum No. 2 dated: \_\_\_\_\_

Addendum No. 3 dated: \_\_\_\_\_

Addendum No. 4 dated: \_\_\_\_\_

**2. ALTERNATES (Additions/Subtractions to Base Bid Price)**

The Bidder offers to: (i) perform the work described in these Alternates as selected by the State in the order of priority specified below, based on the availability of funds and the best interest of the State; and (ii) increase or reduce the Base Bid Price by the amount set forth below for each Alternate selected. (Check "Add" or "Subtract")

**Alternate 1**

Add:  Subtract:

Base Bid: Work as indicated on drawings.

Alternate: Landscaping north of the parking lot (see drawing L-100)

\$ 8,300<sup>00</sup>  
(amount in figures printed electronically, typed, or handwritten legibly in ink)

EIGHT THOUSAND THREE HUNDRED  
(amount in words printed electronically, typed, or handwritten legibly in ink)

**Alternate 2**

Add:  Subtract:

Base Bid: Work as indicated on drawings.

Alternate: Landscaping in parking lot (see drawing L-100)

\$ 6400<sup>00</sup>  
(amount in figures printed electronically, typed, or handwritten legibly in ink)

SIXTY FOUR HUNDRED  
(amount in words printed electronically, typed, or handwritten legibly in ink)

Solicitation #: 7550588

Solicitation Title: Rhode Island College – Fogarty School of Nursing Landscaping

**Alternate 3**

Add:  Subtract:

Base Bid: Work as indicated on drawings.

Alternate: Landscaping north of building (see drawing L-100)

\$ 7,700<sup>00</sup>  
(amount in figures printed electronically, typed, or handwritten legibly in ink)

SEVEN THOUSAND SEVEN HUNDRED  
(amount in words printed electronically, typed, or handwritten legibly in ink)

**3. UNIT PRICES**

The Bidder submits these predetermined Unit Prices as the basis for any change orders approved in advance by the State. These Unit Prices include all costs, including labor, materials, services, regulatory compliance, overhead, and profit.

**Not Used.**

**4. CONTRACT TIME**

The Bidder offers to perform the work in accordance with the timeline specified below:

- Substantial completion: September 30, 2016
- Final completion: October 15, 2016

**5. LIQUIDATED DAMAGES**

The successful bidder awarded a contract pursuant to this solicitation shall be liable for and pay the State, as liquidated damages and not as a penalty, the following amount for each calendar day of delay beyond the date for substantial completion, as determined in the sole discretion of the State:

\$250.00 per day  
Two Hundred Fifty Dollars per Calendar Day

Solicitation #: 7550588

Solicitation Title: Rhode Island College – Fogarty School of Nursing Landscaping

This bid proposal is irrevocable for 60 days from the bid proposal submission deadline.

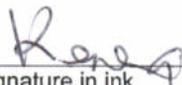
If the Bidder is determined to be the successful bidder pursuant to this solicitation, the Bidder will promptly: (i) comply with each of the requirements of the Tentative Letter of Award; and (ii) commence and diligently pursue the work upon issuance and receipt of the purchase order from the State and authorization from the user agency.

The person signing below certifies that he or she has been duly authorized to execute and submit this bid proposal on behalf of the Bidder.

**BIDDER**

Date: 6/14/16

YARD WORKS INC  
Name of Bidder

  
Signature in ink

KEVIN J. FOX PRESIDENT  
Printed name and title of person signing on behalf of Bidder

# 5857  
Bidder's Contractor Registration Number



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Labor and Training

Center General Complex  
1511 Pontiac Avenue  
Cranston, RI 02920-4407

Telephone: (401) 462-8000  
TTY: Via RI Relay 711

Lincoln D. Chafee  
Governor  
Charles J. Fogarty  
Director

13. Comply with all applicable provisions of RIGL §37-13-1, et. seq;

Any questions or concerns regarding this CONTRACT ADDENDUM should be addressed to the contractor or subcontractor's attorney. Additional Prevailing Wage information may be obtained from the Department of Labor and Training at [www.dlt.ri.gov/pw](http://www.dlt.ri.gov/pw).

**CERTIFICATION**

I hereby certify that I have reviewed this CONTRACT ADDENDUM and understand my obligations as stated above.

By: [Signature]

Title: PRESIDENT

Subscribed and sworn before me this 14<sup>th</sup> day of June, 2016

[Signature]  
Notary Public  
My commission expires: 5/12/2020

*An Equal Opportunity Employer/Program, /Auxiliary aids and services are available upon request to individuals with disabilities.  
TTY via RI Relay 711*

THE SERVICE INSURANCE COMPANY, INC.  
80 Main Street, Suite 330  
West Orange, New Jersey 07052  
973-731-7650 (P) 973-731-7889 (F)

BOND TERM: SIXTY DAYS FROM BID DATE  
FINAL BOND AMOUNT: 400,000.00

BOND NO. 1170RI

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, that we YARD WORKS, INC., 1309 WARWICK AVE., WARWICK, RI 02888 called the Principal, and THE SERVICE INSURANCE COMPANY, INC., 80 MAIN STREET, SUITE 330, WEST ORANGE, NEW JERSEY 07052, a corporation duly organized under the laws of the State of New Jersey as Surety, and licensed to do business in the States of New Jersey, New York, Pennsylvania, Delaware, Connecticut, New Hampshire, Rhode Island, Massachusetts, Maryland, and Virginia hereinafter called the Surety, are held and firmly bound unto STATE OF RHODE ISLAND, DEPT. OF ADMINISTRATION, DIV. OF PURCHASING, ONE CAITOL HILL, PROVIDENCE, RI 02908 herein after called the Oblige, in the sum 5% of amount bid not to exceed TWENTY THOUSAND DOLLARS AND 00/100 CENTS.

(5% of amount bid not to exceed \$20,000.00)

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. WHEREAS, the Principal has submitted a bond for the RHODE ISLAND COLLEGE - FOGARTY SCHOOL OF NURSING - LANDSCAPING, SOLICITATION #7550588

**NOW, THEREFORE**, if the Oblige shall accept the bid of the Principal and shall enter into a Contract with the Oblige in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Oblige the penalty specified in said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

This bond has been furnished to comply with the statutory or other legal requirements in the location where the construction is to be performed, any provisions in this Bond conflicting with said statutory or legal requirements shall be deemed deleted here from the provisions. All conforming requirements shall be deemed incorporated herein. The intent is that this Bond shall be construed to conform with the requirements of said bid.

**CONSENT OF SURETY**

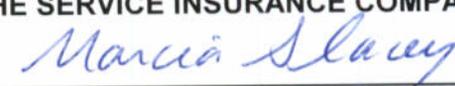
KNOW ALL MEN BY THESE PRESENTS, THAT THE SERVICE INSURANCE COMPANY, INC., A CORPORATION, ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF NEW JERSEY AND LICENSED TO DO BUSINESS IN THE STATES OF NEW JERSEY, NEW YORK, PENNSYLVANIA, DELAWARE, CONNECTICUT, NEW HAMPSHIRE RHODE ISLAND AND MARYLAND, CERTIFIES AND AGREES, THAT IF ABOVE CONTRACT IS AWARDED TO YARD WORKS, INC., 1309 WARWICK AVE., WARWICK, RI 02888 THE UNDERSIGNED WILL EXECUTE ALL BONDS AS REQUIRED BY THE CONTRACT DOCUMENTS AND WILL BECOME SURETY IN THE FULL AMOUNTS SET FORTH IN THE CONTRACT FOR THE FAITHFUL PERFORMANCE OF ALL OBLIGATIONS OF THE CONTRACTOR.

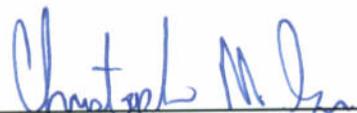
SIGNED AND SEALED THIS 14TH of JUNE, 2016.

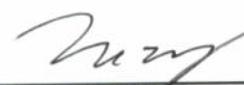
SURETY EMBOSSED CORPORATE SEAL MUST  
APPEAR ON BOND FORM AND POWER OF  
ATTORNEY

YARD WORKS, INC., 1309 WARWICK AVE.,  
WARWICK, RI 02888

  
PRINCIPAL Kevin J. Fox, President

THE SERVICE INSURANCE COMPANY, INC.  
  
, ATTORNEY-IN-FACT Marcia S. Dacey

  
WITNESS

  
WITNESS Michael T. Dacey



# THE SERVICE INSURANCE COMPANY, INC.

80 Main Street, Suite 330  
West Orange, New Jersey 07052  
973-731-7650 (P) 973-731-7889 (F)

## CONSENT OF SURETY

OBLIGEE: STATE OF RHODE ISLAND, DEPT. OF ADMINISTRATION, DIV. OF PURCHASING, ONE CAITOL HILL, PROVIDENCE, RI 02908

PRINCIPAL: YARD WORKS, INC., 1309 WARWICK AVE., WARWICK, RI 02888

PROJECT: RHODE ISLAND COLLEGE - FOGARTY SCHOOL OF NURSING - LANDSCAPING, SOLICITATION #7550588

CONSENT #: 1170RI

TERM: SIXTY DAYS FROM BID DATE

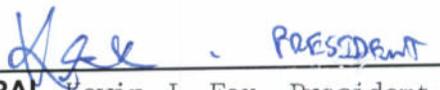
FINAL BOND AMOUNT: 400,000.00

The undersigned Surety, **THE SERVICE INSURANCE COMPANY, INC.** consents and agrees that if the contract, for which estimate and proposal is made, be awarded to the principal or persons submitted in same as contracted, it will become bound as surety and guarantor and issue such bonds as required for its faithful performance, in an amount equal to one hundred percent (100%) of the contract price.

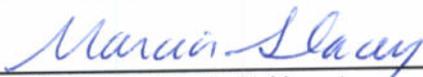
In witness thereof, said Surety, **THE SERVICE INSURANCE COMPANY, INC.** has caused these presents to be signed and attested by a duly authorized officer and its corporate seal to be hereto affixed this 14<sup>TH</sup> day of JUNE, 2016.

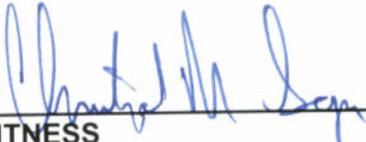
SURETY EMBOSSED CORPORATE SEAL MUST  
APPEAR ON BOND FORM AND POWER OF ATTORNEY

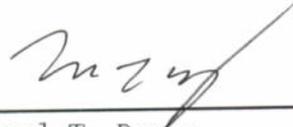
YARD WORKS, INC., 1309 WARWICK AVE.,  
WARWICK, RI 02888

  
PRINCIPAL Kevin J. Fox, President

THE SERVICE INSURANCE COMPANY, INC.

  
ATTORNEY-IN-FACT Marcia S. Dacey

  
WITNESS

  
WITNESS Michael T. Dacey





STATE OF RHODE ISLAND  
FORM W-9 PAYER'S REQUEST FOR TAXPAYER  
IDENTIFICATION NUMBER AND CERTIFICATION



THE IRS REQUIRES THAT YOU FURNISH YOUR TAXPAYER IDENTIFICATION NUMBER TO US. FAILURE TO PROVIDE THIS INFORMATION CAN RESULT IN A \$50 PENALTY BY THE IRS. IF YOU ARE AN INDIVIDUAL, PLEASE PROVIDE US WITH YOUR SOCIAL SECURITY NUMBER (SSN) IN THE SPACE INDICATED BELOW. IF YOU ARE A COMPANY OR A CORPORATION, PLEASE PROVIDE US WITH YOUR EMPLOYER IDENTIFICATION NUMBER (EIN) WHERE INDICATED.

**Taxpayer Identification Number (T.I.N.)**

Enter your taxpayer identification number in the appropriate box. For most individuals, this is your social security number.

Social Security No. (SSN)

Employer ID No. (EIN)

[Empty SSN boxes]

05 0404255

NAME YARD WORKS INC.

ADDRESS 1309 WARWICK AVE.

CITY, STATE AND ZIP CODE WARWICK RI 02886

PAYMENT REMITTANCE ADDRESS, IF DIFFERENT FROM THE ADDRESS ABOVE

ADDRESS

CITY, STATE AND ZIP CODE

**CERTIFICATION:** Under penalties of perjury, I certify that:

- (1) The number shown on this form is my correct Taxpayer Identification Number (or I am waiting for a number to be issued to me), and
- (2) I am not subject to backup withholding because either: (A) I am exempt from backup withholding, or (B) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (C) the IRS has notified me that I am no longer subject to backup withholding.
- (3) I am a U.S. citizen or other U.S. person (as defined by the IRS).

**Certification Instructions** -- You must cross out item (2) above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item (2) does not apply.

Please sign here and provide title, date and telephone number:

SIGNATURE [Signature] TITLE PRESIDENT DATE 6/14/16 TEL NO 401-463-9133  
*Original Signature Required (Digital Signature Not Acceptable)*

**BUSINESS DESIGNATION:**

Please Check One: Individual  Corporation  Trust/Estate  Government/Nonprofit Corporation   
 Partnership  Medical Services Corporation  Legal Services Corporation   
 LLC Tax Classification: Single Member (Individual)  Partnership  Corporation

**TIPS:**

- NAME:** Be sure to enter your full and correct legal name as shown on your income tax return for the SSN or EIN provided.  
**ADDRESS, CITY, STATE AND ZIP CODE:** If you operate a business at more than one location, adhere to the following:
- 1) Same EIN with more than one location -- attach a list of location addresses with remittance address for each location and indicate to which location the year-end tax information return should be mailed.
  - 2) Different EIN for each different location -- submit a completed W-9 form for each EIN and location. (One year-end tax information return will be reported for each EIN and remittance address.)

Mail Completed Form To:  
Supplier Coordinator  
Purchasing Department  
One Capitol Hill, 2nd Floor  
Providence RI 02908

Or Email To: [doa.pursuppliercoordinator@purchasing.ri.gov](mailto:doa.pursuppliercoordinator@purchasing.ri.gov)

For State Use Only:  
 IRS \_\_\_ RI SOS \_\_\_ FED \_\_\_ Other \_\_\_\_\_  
 RI Supplier # \_\_\_\_\_ Approved \_\_\_\_\_  
 Date Entered \_\_\_\_\_ Entered By \_\_\_\_\_



**STATE OF RHODE ISLAND**  
CONTRACTORS' REGISTRATION  
AND LICENSING BOARD

REGISTRATION NO.

EXP. DATE

REGISTRANT'S NAME

5857

09/1/15

YARDWORKS INC

AUTHORIZED REPRESENTATIVE

KEVIN FOX

DRIVER'S LICENSE #

Ri 7413823

EXECUTIVE DIRECTOR