

INVITATION TO BIDDERS

TOWN OF BATAVIA ELLICOTT TRAIL PROJECT

Sealed proposals for the ELLICOTT TRAIL PROJECT, (PIN 4760.79, D034681) in the Town of Batavia will be received at the Town of Batavia Town Hall, 3833 West Main Street, Batavia, NY 14020 until 3:00 P.M. local time on the **December 13, 2018** at which time they will be opened and read aloud.

Bids will be received for the following Contract:

Ellicott Trail Project PIN 4760.79

The project consists of the construction of a 4.8 mile long pedestrian and bicycle through the Town and City of Batavia in Genesee County New York. The trail begins on NYS Route 33 at the intersection of NYS Route 33 and Industrial Blvd. traverses through the City and Town of Batavia on new off road and existing on road segments and ends on seven springs north of the Seven Springs Rd and NYS Rte 5 intersection.

Copies of the Contract Plans and Documents may be purchased only at the Town of Batavia Town Hall, either in person or upon request between the hours of 8:30 A.M. and 4:30 P.M. Monday through Friday. The purchase price for each set of Contract Plans and Documents is one hundred (\$ 100 .00), which is refundable per the criteria below. Plans will be sent via FedEx or UPS if the prospective bidder provides the shipping account number or pays additional shipping fee of forty dollars (\$40). All checks for purchase of Contract Plans and Documents shall be made payable to "Town of Batavia Clerk" and include the contractor's Federal Identification Number.

Each bid must be accompanied by a certified check, cashier's check, or bid bond made payable to "Town of Batavia" in the amount of 5% of the bid, as a guarantee that if the Contract is awarded to the bidder, the bidder will sign the Contract and furnish a satisfactory performance bond. If a bidder should fail to sign the Contract and deliver the performance bond within ten (10) calendar days after he has received the Contract, he shall forfeit the proposal guarantee. This contract has a 5% DBE utilization goal and a Minority owned business EEO goal of 5.9% and Women-owned business EEO of 6.9%.

Refunds will be issued to plan and specification holders if they are returned in good condition after the award of the contract or after the rejection of the proposal according to the following values:

- a. Return 100% of the deposit to the successful bidder who is not required to return the copy of the documents.
- b. Return 100% of the deposit to all vendors that submitted bids if they return all documents within 30 calendar days after the award (approval by the Town).

No refund will be made for the return of more than one set of documents. Parties failing to conform to the above conditions within the prescribed allotted time shall forfeit their deposits as heretofore set forth and shall have no recourse against the Town of Batavia for refunds of the plan and specifications.

Contract Plans and Documents may be examined at no expense at the following location:

Town of Batavia Town Hall
3833 West Main Street
Batavia, NY 14020
(585) 343-1729

Town of Batavia reserves the right to reject any and all bids, to waive any informality in any bids and to award the Contract in the Town's best interest. The Town reserves the right to make the award within sixty (60) calendar days after the date of the bid opening during which period bids shall not be withdrawn. Town of Batavia will not issue plan-holder lists prior to bid opening. The attention of Bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the Contract. Town of Batavia is an Equal Opportunity Employer.

This is an exempt capital improvement project, and Bidders shall not include in their bid sales and compensating use taxes on the cost of materials which are to be incorporated into the work and which are to be separately sold by the Contractor to Town of Batavia prior to incorporation into the work of the Contract.

This construction project is partially federally funded and contains federal contract provisions. The Contract also contains alternate bid items. The Town will announce its total budget figure at the bid opening just prior to opening bids. The Contract will be awarded based on the lowest responsible base bid plus the add alternate unless it exceeds the budget. If the budget is exceeded the award will be based on the base bid.

Contact Tom Lichtenthal at the Town of Batavia with questions by email at tlichtenthal@townofbatavia.com or by fax at (585) 343-9229.

Dated: November 14, 2018

Teressa M. Morasco
Town Clerk
Town of Batavia