LABORATORY TESTING

PROPOSALS DUE:

October 2, 2023 11:00 AM

Prepared by:

Mohawk Valley Water Authority Water Quality Department 1 Kennedy Plaza, Third Floor Utica, New York 13502 Tel: (315) 792-0319 * Fax: (315) 792-5201



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MOHAWK VALLEY WATER AUTHORITY 1 KENNEDY PLAZA UTICA, NEW YORK 13502

INVITATION TO BID

Bids for <u>Laboratory Testing</u> as detailed in the specifications for the scope of work for the Upper Mohawk Valley Regional Water Board doing business as Mohawk Valley Water Authority shall be received by the Water Quality Department, 1 Kennedy Plaza, Utica, New York 13502, up until and no later than **11:00 a.m. on October 2, 2023**, at which time they shall be publicly opened and read aloud in the Board's Conference Room.

Proposals shall be submitted only on the forms contained herein. For this bid, no bid surety shall be required to submit bids to MVWA. The bidder must submit a bid price for all groups solicited. Bids received without prices listed for each bid group will be disqualified.

No bids or proposals shall be received after 11:00 a.m. on the date set for receipt and bids that do not comply with the requirements set forth for their submittal shall be considered informal.

Bid documents are available for download at www.mvwa.us.

Packages containing bids must be sealed, marked, and addressed to the **Mohawk Valley Water Authority**, **Water Quality Department**, **Attention: Philip Tangorra**, **Director of Water Quality**, **1 Kennedy Plaza**, **3**rd **Floor**, **City Hall**, **Utica**, **New York 13502**. Packages containing bids that are delivered by courier (*i.e.*, *FedEx*, *UPS*, *etc.*) **must** be delivered to the Water Authority's Water Quality Department, **3**rd Floor Office.

The Board reserves the right to waive any informality and to reject any and all bids. Any questions regarding this solicitation should be directed to Philip Tangorra, Director of Water Quality, at (315) 792-0319 or ptangorra@mvwa.us.

CHECKLIST

IN ORDER TO QUALIFY FOR A SUCCESSFUL PRO	POSAL, BIDDER SHALL INCLUDE THE FOLLOWING:
	BID FORMS, Pages 11 through 15 ALL BLANKS FILLED IN WITH WORDS AND FIGURES FOR EACH SECTION BID
	COPY OF CURRENT NYS ELAP SCOPE OF ACCREDITATION
	NON-COLLUSIVE AFFIDAVIT, Pages 16 & 17
	COMBINED DISCLOSURE, AFFIRMATION, AND CERTIFICATION, PAGES 18 & 19
	SEXUAL HARASSMENT PREVENTION CERTIFICATION, PAGE 20
	MBE/WBE UTILIZATION PLAN/WAIVER
	SDVOB UTILIZATION PLAN/WAIVER
	EXCEPTIONS, IF ANY, LISTED SEPARATELY

FAILURE TO SUBMIT ANY OF THE ABOVE MAY RESULT IN REJECTION OF YOUR BID.

1. TIME AND PLACE

Sealed Proposals for furnishing **LABORATORY TESTING** to the Upper Mohawk Valley Regional Water Board doing business as Mohawk Valley Water Authority (MVWA) shall be received at MVWA Water Quality Department, Attn: Philip Tangorra, 1 Kennedy Plaza, Utica, New York, no later than and until **11:00 A.M. on October 2, 2023**, and such bids shall be opened as soon as practicable after the time set for receipt thereof.

Proposals shall be sealed and addressed to the MVWA and shall bear on the envelope the name and address of the bidder, also a notation as to the title of work to which the bid relates, i.e., **LABORATORY TESTING.**

2. PLANS AND SPECIFICATIONS

Proposals, forms, plans and specifications may be obtained by download at www.mvwa.us or by emailing ptangorra@mvwa.us at the Mohawk Valley Water Authority.

Plans and specifications are explanatory of each other, but should any discrepancy appear, or misunderstandings arise, the explanation of the Director of Water Quality shall be final and binding.

3. AWARD OF BID

The Board reserves the right to reject any bids that are incomplete, conditional, obscure or which contain irregularities of any kind including unbalanced bids, and any or all bids not deemed for the best interest of the MVWA. Award(s) shall be made to the lowest responsible bidder.

Bids shall be awarded after proper canvass by the Board. In the case of error in extension or in the total amount of bid, the Water Quality Director shall have the right to use the correct extension and the correct total based on the unit price in words. In case of conflict between words and corresponding figures, words shall take precedence. In the case of erasure, change or correction of a figure in a unit price, the bid may be rejected. All Blank spaces in a proposal must be filled with prices, either words or figures.

4. **QUALIFICATIONS**

All laboratories performing work for MVWA must be certified for such analyses by NYS ELAP. The successful bidder will have a strong knowledge and understanding of NYS 10CRR Subpart 5-1, the regulatory manual for Public Water Systems. Due to the time-sensitive nature of analytical testing and limited holding times, all potential vendors must operate their primary lab within the borders of New York State. All testing must be completed according to applicable NYS DOH regulations and the Safe Drinking Water Act. Copies of accreditation certificates must be included with the proposal.

5. FAMILIARITY WITH PROPOSED WORK

All bidders for work under this contract are required before submitting bids to make all the necessary investigations in order to inform themselves thoroughly as to the character and magnitude of all work involved in the complete execution of this contract and the work specified herein. No pleas of ignorance or conditions that exist or that may hereafter exist or of difficulties that may be encountered in the execution of the work hereunder as a result of failure to make necessary examinations and investigations will be accepted as sufficient cause for any failure or omission on the part of the successful bidder to fulfill this contract or will be accepted as a basis for any claims whatsoever for extra compensation.

6. BID SECURITY

No bid security shall be required as part of this bid.

7. WITHDRAWAL OR MODIFICATION OF BID

Regardless of whether a bid is awarded, no bidder who submits a proposal shall modify, withdraw, or cancel his bid or any part thereof for forty-five (45) days after the time designated for the receipt of the bids.

8. **SUBLETTING**

The contractor shall not assign, transfer, sublet or otherwise dispose of this contract, his right, title, and interest therein, or his power to execute, without the previous written consent of the board.

9. TAXES

The MVWA is exempt from all taxes. The identification number for this purpose is available upon request.

10. QUESTIONS BEFORE BIDDING

All questions regarding specifications shall be addressed to Philip A. Tangorra, Director of Water Quality, at ptangorra@mvwa.us. Questions, ambiguities, or contradictions within these specifications shall be clarified only by written addenda.

11. FAILURE TO EXECUTE CONTRACT AND BOND

If the bidder, whose proposal has been accepted, shall refuse or neglect to execute the contract, or to furnish bond or cash as required, or to secure the compensation required by the Worker's Compensations Law and laws amendatory thereto, or to secure Public Liability Insurance, within seven (7) days after due notice that the contract has been awarded to him, then the bidder shall forfeit the bid and MVWA will select another responsible bidder from those submitted for award.

12. STATEMENT OF BIDDER'S QUALIFICATIONS

Each bidder, if so requested, shall submit a statement of his qualifications, his experience record in constructing the type of improvements embraced in the project quoted, and his organization and equipment available for the work contemplated. When specifically requested by the board a detailed financial statement shall be furnished.

The Board shall have the right to take such steps as it deems necessary to determine the ability of the bidder to perform his obligations under the contract and the bidder shall furnish the Board all information and data as may be requested for this purpose. The right is reserved to reject any bid where an investigation of the available evidence or information does not satisfy the Board that the bidder is qualified to carry out properly the terms of the contract.

13. QUANTITIES

The total quantity listed on the Bid Form is approximate and may increase or decrease. Only quantities ordered by the Board shall be delivered and paid for during the contract year.

There shall be no payments for extras under this contract, except as indicated in the Specifications under **ADJUSTMENT**.

14. <u>DEVIATIONS FROM SPECIFICATIONS</u>

Deviations from the specifications shall be listed item by item on a separate sheet and be included with the proposal.

The Board reserves the right to reject any bid listing deviations or exceptions to the specifications which substantially alters the substance of the materials or equipment the Board intends to purchase.

15. INSURANCE

The Bidder shall furnish the Board a certificate of insurance naming the MOHAWK VALLEY WATER AUTHORITY as the "ADDITIONAL INSURED" in the standard amount of \$2,000,000 general liability and property damage limits of insurance.

The insurance shall remain in effect for the entire length of the contract.

16. ADJUSTMENTS

No adjustments, such as fuel surcharges, fees for bottles, containers, coolers, preservation materials or other equipment fees, shipping costs, environmental impact fees, sustainability fees, or security deposits will be paid. Only adjustments specifically detailed in the specifications will be allowed.

17. CONTRACTOR REQUIREMENTS AND PROCEDURES FOR BUSINESS PARTICIPATION OPPORTUNITIES FOR NEW YORK STATE CERTIFIED MINORITY- AND WOMEN-OWNED BUSINESS ENTERPRISES AND EQUAL EMPLOYMENT OPPORTUNITIES FOR MINORITY GROUP MEMBERS AND WOMEN

NEW YORK STATE LAW

Pursuant to New York State Executive Law Article 15-A, Mohawk Valley Water Authority (MVWA) recognizes its obligation under the law to promote opportunities for maximum feasible participation of certified minority-and women-owned business enterprises and the employment of minority group members and women in the performance of MVWA contracts.

In 2006, the State of New York commissioned a disparity study to evaluate whether minority and women-owned business enterprises had a full and fair opportunity to participate in state contracting. The findings of the study were published on April 29, 2010, under the title "The State of Minority and Women-Owned Business Enterprises: Evidence from New York" ("Disparity Study"). The report found evidence of statistically significant disparities between the level of participation of minority-and women-owned business enterprises in state procurement contracting versus the number of minority-and women-owned business enterprises that were ready, willing and able to participate in state procurements. Because of these findings, the Disparity Study made recommendations concerning the implementation and operation of the statewide certified minority- and women-owned business enterprises program. The recommendations from the Disparity Study culminated in the enactment and the implementation of New York State Executive Law Article 15-A, which requires, among other things, that MVWA establishes goals for maximum feasible participation of New York State Certified minority- and women - owned business enterprises ("MWBE") and the employment of minority groups members and women in the performance of New York State contracts.

BUSINESS PARTICIPATION OPPORTUNITIES FOR MWBES

For purposes of this solicitation, MVWA hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs). A contractor ("Contractor") on the subject contract ("Contract") must document good faith efforts to provide meaningful participation by MWBEs as subcontractors or suppliers in the performance of the Contract and Contractor agrees that MVWA may withhold payment pending receipt of the required MWBE documentation. The directory of New York State Certified MWBEs can be viewed at: http://www.esd.ny.gov/mwbe.html.

For guidance on how MVWA will determine a Contractor's "good faith efforts" refer to 5 NYCRR §142.8.

In accordance with 5 NYCRR §142.13, Contractor acknowledges that if it is found to have willfully and intentionally failed to comply with the MWBE participation goals set forth in the Contract, such finding constitutes a breach of Contract and MVWA may withhold payment from the Contractor as liquidated damages.

Such liquidated damages shall be calculated as an amount equaling the difference between: (1) all sums identified for payment to MWBEs had the Contractor achieved the contractual MWBE goals; and (2) all sums actually paid to MWBEs for work performed or materials supplied under the Contract.

By submitting a bid or proposal, a bidder on the Contract ("Bidder") agrees to submit the following documents and information as evidence of compliance with the foregoing:

- A. Bidders are required to submit a MWBE Utilization Plan with their bid or proposal. Any modifications or changes to the MWBE Utilization Plan after the Contract award and during the term of the Contract must be reported on a revised MWBE Utilization Plan and submitted to MVWA.
- B. MVWA will review the submitted MWBE Utilization Plan and advise the Bidder of MVWA acceptance or issue a notice of deficiency within 30 days of receipt.
- C. If a notice of deficiency is issued, Bidder agrees that it shall respond to the notice of deficiency within seven (7) business days of receipt by submitting to the MVWA, 1 Kennedy Plaza, Utica, NY 13502, a written remedy in response to the notice of deficiency. If the written remedy that is submitted is not timely or is found by MVWA to be inadequate, MVWA shall notify the Bidder and direct the Bidder to submit, within five (5) business days, a request for a partial or total waiver of MWBE participation goals. Failure to file the waiver in a timely manner may be grounds for disqualification of the bid or proposal.
- D. MVWA may disqualify a Bidder as being non-responsive under the following circumstances:
 - a) If a Bidder fails to submit a MWBE Utilization Plan;
 - b) If a Bidder fails to submit a written remedy to a notice of deficiency;
 - c) If a Bidder fails to submit a request for waiver; or
 - d) If MVWA determines that the Bidder has failed to document good faith efforts.

Contractors shall attempt to utilize, in good faith, any MBE or WBE identified within its MWBE Utilization Plan, during the performance of the Contract. Requests for a partial or total waiver of established goal requirements made after Contract Award may be made at any time during the term of the Contract to MVWA but must be made no later than prior to the submission of a request for final payment on the Contract.

Contractors are required to submit a Contractor's Quarterly M/WBE Contractor Compliance & Payment Report to the MVWA, 1 Kennedy Plaza, Utica 13502 by the 10th day following each end of quarter over the term of the

Contract documenting the progress made toward achievement of the MWBE goals of the Contract.

BUSINESS PARTICIPATION OPPORTUNITIES FOR SDVOBS

For purposes of this solicitation, MVWA hereby establishes an overall goal of 6.5% for Service-Disabled Veteran-Owned Business Program ("SDVOB") participation. A contractor ("Contractor") on the subject contract ("Contract") must document good faith efforts to provide meaningful participation by SDVOBs as subcontractors or suppliers in the performance of the Contract and Contractor agrees that MVWA may withhold payment pending receipt of the required SDVOB documentation. The directory of New York State Certified SDVOBs can be viewed at: https://ogs.ny.gov/Veterans/.

For guidance on how SDVOB will determine a Contractor's "good faith efforts" refer to 5 NYCRR §142.8.

In accordance with 5 NYCRR §142.13, Contractor acknowledges that if it is found to have willfully and intentionally failed to comply with the SDVOB participation goals set forth in the Contract, such finding constitutes a breach of Contract and MVWA may withhold payment from the Contractor as liquidated damages.

Such liquidated damages shall be calculated as an amount equaling the difference between: (1) all sums identified for payment to SDVOBs had the Contractor achieved the contractual SDVOB goals; and (2) all sums actually paid to SDVOBs for work performed or materials supplied under the Contract.

By submitting a bid or proposal, a bidder on the Contract ("Bidder") agrees to submit the following documents and information as evidence of compliance with the foregoing:

- E. Bidders are required to submit a SDVOB Utilization Plan with their bid or proposal. Any modifications or changes to the SDVOB Utilization Plan after the Contract award and during the term of the Contract must be reported on a revised SDVOB Utilization Plan and submitted to MVWA.
- F. MVWA will review the submitted SDVOB Utilization Plan and advise the Bidder of MVWA acceptance or issue a notice of deficiency within 30 days of receipt.
- G. If a notice of deficiency is issued, Bidder agrees that it shall respond to the notice of deficiency within seven (7) business days of receipt by submitting to the MVWA, 1 Kennedy Plaza, Utica, NY 13502, a written remedy in response to the notice of deficiency. If the written remedy that is submitted is not timely or is found by MVWA to be inadequate, MVWA shall notify the Bidder and direct the Bidder to submit, within five (5) business days, a request for a partial or total waiver of MWBE participation goals. Failure to file the waiver in a timely manner may be grounds for disqualification of the bid or proposal.
- H. MVWA may disqualify a Bidder as being non-responsive under the following circumstances:
 - e) If a Bidder fails to submit a SDVOB Utilization Plan.
 - f) If a Bidder fails to submit a written remedy to a notice of deficiency.
 - g) If a Bidder fails to submit a request for waiver; or
 - h) If MVWA determines that the Bidder has failed to document good faith efforts.

Contractors shall attempt to utilize, in good faith, any SDVOB identified within its SDVOB Utilization Plan, during the performance of the Contract. Requests for a partial or total waiver of established goal requirements made after Contract Award may be made at any time during the term of the Contract to MVWA but must be made no later than prior to the submission of a request for final payment on the Contract.

Contractors are required to submit a Contractor's Quarterly SDVOB Contractor Compliance & Payment Report to the MVWA, 1 Kennedy Plaza, Utica 13502 by the 10th day following each end of quarter over the term of the

Contract documenting the progress made toward achievement of the MWBE goals of the Contract.

EQUAL EMPLOYMENT OPPORTUNITY REQUIREMENTS

By submission of a bid or proposal in response to this solicitation, the Bidder/Contractor agrees with all the terms and conditions of Appendix A including Clause 12 - Equal Employment Opportunities for Minorities and Women. The Contractor is required to ensure that it and any subcontractors awarded a subcontract over \$25,000 for the construction, demolition, replacement, major repair, renovation, planning or design of real property and improvements thereon (the "Work") except where the Work is for the beneficial use of the Contractor, shall undertake or continue programs to ensure that minority group members and women are afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status. For these purposes, equal opportunity shall apply in the areas of recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff, termination, and rates of pay or other forms of compensation. This requirement does not apply to: (i) work, goods, or services unrelated to the Contract; or (ii) employment outside New York State.

Bidder further agrees, where applicable; to submit with the bid a staffing plan identifying the anticipated work force to be utilized on the Contract and if awarded a Contract, will, upon request, submit to the MVWA, a workforce utilization report identifying the workforce utilized on the Contract if known.

Further, pursuant to Article 15 of the Executive Law (the "Human Rights Law"), all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor and sub-contractors will not discriminate against any employee or applicant for employment because of race, creed (religion), color, sex, national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest.

Please Note: Failure to comply with the foregoing requirements may result in a finding of non-responsiveness, non-responsibility and/or a breach of the Contract, leading to the withholding of funds, suspension or termination of the Contract or such other actions or enforcement proceedings as allowed by the Contract.

In accordance with the Instructions to Bidders, the undersigned agrees to furnish and deliver the following as required by the Specifications at the following bid price:

<u>ITEM</u>	REQUIRED TESTING	QUANTITY	UNIT PRICE	EXTENSION PRICE
			(In Figures)	(In Figures)
Group A	Synthetic Organic Compounds 10NYCRR Part 5, Table 9C, Including 1,4-Dioxane. Excluding Diquat, Dioxin (TCDD), Endothall, Ethylene dibromide, Dibromochloropropane, and	4		
	Glyphosate		\$	\$
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
	Principal Organic Compounds (10NYCRR Part 5, Table 9D, including <i>Vinyl Chloride & MTBE</i>)	4	\$	\$
	UNIT PRICE IN WORDS:		DOLLARS	<u>C</u> ENTS
				CENTS
	EXTENSION IN WORDS.		DOLLARS_	CLIVIS
TOTAL BID GROU	UP A: \$			
Group B	Trihalomethanes (10NYCRR Part 5, Table 9A)	48	\$	\$
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
	Haloacetic Acids (10NYCRR Part 5, Table 9A)	48	\$	\$
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
TOTAL BID GROU	UP B: \$			

<u>ITEM</u>	<u>DESCRIPTION</u>	QUANTITY	UNIT PRICE	EXTENSION PRICE
Group C	Inorganic Chemicals		(In Figures)	(In Figures)
Group C	(10NYCRR Part 5, Table 8B)	2	\$	\$
	Antimony, Arsenic, Barium, Berylliu	um, Cadmium, C	Chromium, Cyanide, Mer	•
	Fluoride			
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
	Inorganic Chemicals (10NYCRR Part 5, Table 8D)	2	\$	\$
	Chloride, Iron, Manganese, Silver, S	odium, Sulfate, 2	Zinc, Color, Odor	
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
TOTAL BID GROU	JP C: \$			
Group D Reagent Water	Micro Suitability	2	\$	ć
neagent water	UNIT PRICE IN WORDS:		-	CENTS
	EXTENSION IN WORDS:			CENTS
				CENTS
	Metals (Cd, Cr, Cu, Ni, Pb, Zn)	2	\$	¢
	(Ca, Ci, Ca, Wi, i b, Zii)		Ÿ	Υ
	EXTENSION IN WORDS:		DOLLARS_	CENTS
TOTAL BID GROU	JP D: \$			
Group E Lead & Copper	Lead	50	\$	\$
	UNIT PRICE IN WORDS:		DOLLARS	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
	Copper	50	\$	\$
	LINIT PRICE IN MORRO		DOLLARS	CENTS
	UNIT PRICE IN WORDS: EXTENSION IN WORDS:		DOLLARS_ DOLLARS_	CENTS CENTS
TOTAL BID GROU				
Group F Nitrate/Nitrite	Nitrate & Nitrite (48-hour holding time)	10	\$	\$
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
TOTAL BID GROU	ID E· ¢			
IOTAL DID GROU	υς το γ			

<u>ITEM</u>	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION PRICE
			(In Figures)	(In Figures)
Group G Perfluorinated	PFOS/PFOA - EPA Method 533	2		
compounds	FIOS/FIOA - LFA Method 333	2	\$	\$
	UNIT PRICE IN WORDS:		DOLLARS_	CENTS
	EXTENSION IN WORDS:		DOLLARS_	CENTS
TOTAL BID GRO	UP G: \$			

TOTAL BID

GROUP	TOTAL GROUP BID
Α	\$
В	\$
С	\$
D	\$
E	\$
F	\$
G	\$
TOTAL BID	
(SUM AG)	\$
TOTAL BID IN W	ORDS:
	DOLLARSCENTS

SIGNED:		
	Signature and Title	
(Seal) (If bid is by a Corporation)		
	Date	

Bidder acknowledges receipt of the	e following addenda:
Addendum No. 1	Dated
Addendum No. 2	Dated
Addendum No. 3	Dated
The above prices include all labor, required to cover the finished work	materials, equipment, overhead, profit, insurance and incidental cost called for in this contract.
Bidder understands that the MOHA bids.	NWK VALLEY WATER AUTHORITY reserves the right to reject any and all
days and deliver as required a Suret in the sum of 5% is to become the p	ce of this bid, bidder will execute the formal contract within seven (7) ty Bond or Bonds and Insurance Certificates. The bid security attached property of the MOHAWK VALLEY WATER AUTHORITY in the event the uted within the time set forth, as liquidated damages for the delay and used thereby.
	SUBMITTED BY:
	Signature and Title
(Seal) (If bid is by a corporation)	
	Business Address

Phone

Please complete information requested	d below:
P.O. BOX:	
STREET:	
CITY and STATE:	
POC:	
If a CORPORATION:	
Name	Address
	, President
	_, Secretary
	, Treasurer
If a FIRM:	
	, <u> </u>
	,

(Required by Section 2878 of the Public Authorities Law)

Statement of non-collusion in bids and proposals to political subdivision of the state and fire district.

- Every bid or proposal hereinafter made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury: Non-Collusive Bidding Certification.
 - (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 organization, 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 restriction 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 been knowingly disclosed by the bidder and will not be knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor;
 - (3) No attempt has been made or will be made by the bidder to induce any person, partnership, or corporation to submit or not to submit a bid for the purpose of restricting competition.
 - (b) A bid shall not be considered for award nor shall any award be made where (a) (1), (2) and (3) above have not been complied with: provided however, that if 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 shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where (a) (1) (2) (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of 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 customers 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 sub-paragraph one (a).

NON-COLLUSIVE BIDDING CERTIFICATE

(Required by Section 2878 of the Public Authorities Law)

	to be sold, where competitive bidd where such bid contains the certific deemed to have been authorized by	orate bidder for work or services performed or goods sold or ing is required by statute, rule, regulation, or local law, and cation referred to in subdivision one of this section shall be the board of directors of the bidder, and such authorization ng and submission of the bid and the inclusion therein of the ne act and deed of the corporation.
Date		Legal Name of Person, Firm or Corporation
		Signature
		Title

1. Any bid hereinafter made to any political subdivision of the state, or any public department,



COMBINED DISCLOSURE, AFFIRMATION AND CERTIFICATION PURSUANT TO STATE FINANCE LAW

Addı	ress:		
Nam	e and Title of Person Submitting Bid:		
Bid N	Number:	Date:	
DISCL	OSURE PURSUANT TO STATE FINANCE LAW SEC	CTION 139-k(2)	
1.	Has any government entity made a finding of entity seeking to enter into this procurement		vidual or
	(Please Circle)	No	Yes
	If yes, please answer the next questions:		
2.	Was the basis for the finding of non-responsible Section 139-j? (Please Circle)	oility due to a violation of State Finan No	ce Law Yes
3.	Was the basis for the finding of non-respons incomplete information to a government enti		on of false or
	(Please Circle)	No No	Yes
4.	If you answered yes to any of the above quest of non-responsibility below:	ions, please provide details regarding	g the findings
Gove	ernment Entity:		
	571 11 () 521 2 2 11 111		
Date	of Finding(s) of Non-Responsibility:		



5.		government agency terminated or withhe vidual or entity due to the intentional prov	•
	(Please Circle)	No	Yes
6.	If yes, please provide details below:		
Govern	nment Entity:		
Date o	f Termination or Withholding of Contra	act:	
Basis o	f Termination or Withholding:		
	(Use addit	tional pages if necessary)	
AFFIRM	MATION PER STATE FINANCE LAW 139	-j(6)(b)	
	affirms that it understands and agreets during MVWA's procurement pursua	es to comply with MVWA's policies relation ant to State Finance Law 139-j(6)(b).	ng to permissible
CERTIF	CICATION PER STATE FINANCE LAW 13	9-k(5)	
	certifies that all information provided e Law 139-k(5) is complete, true, and a	to the Mohawk Valley Water Authority wit accurate.	h respect to State
Ву:		Date:	
Title: _			



SEXUAL HARASSMENT PREVENTION CERTIFICATION

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 organization, under penalty of perjury, that to the best of that person's knowledge and belief:

- 1. In accordance with State Finance Law 139-L, bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace;
- 2. Bidder provides annual sexual harassment prevention training to all of its employees;
- 3. Bidders sexual harassment policy, at a minimum, meets the requirements of section 201-G of the State Labor Law.

I hereby affirm under penalties of perjury that the foregoing statement is true.

Bidder	:
Ву:	
	(Please type or print name)
Title:	

Any bid made by a corporate bidder for work or services shall be deemed to have been authorized by the Board of Directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bids and the inclusion therein of this certificate.



SPECIFICATIONS

1. **SCOPE OF WORK**

The scope of work under this contract is to perform laboratory testing for the MOHAWK VALLEY WATER AUTHORITY.

Testing and estimated quantities that shall be performed under this proposal by one or more vendors are:

GROUP	CLASSIFICATION	TESTING REQUIRED	QTY	FREQUENCY/TIMING
GROUP A	Synthetic Organic Compounds	10NYCRR Part 5, Table 9C, Including 1,4-Dioxane; Excluding Diquat, Dioxin (TCDD), Endothall, Ethylene dibromide, Dibromochloropropane, and Glyphosate	4	Various
	Principal Organic Compounds	NYCRR Part 5, Table 9D, + Vinyl Chloride and MTBE	4	Various
GROUP B	Trihalomethanes	10NYCRR Part 5, Table 9A	48	8 samples/Q (Feb, May, Aug, Nov); Various others
	Haloacetic Acids	10NYCRR Part 5, Table 9A	48	8 samples/Q (Feb, May, Aug, Nov); Various others
GROUP C	Inorganic Chemicals	10NYCRR Part 5, Table 8B (Antimony, Arsenic, Barium, Beryllium, Cadmium, Chromium, Cyanide, Mercury, Nickel, Selenium, Thallium, Fluoride)	2	Various
		10NYCRR Part 5, Table 8D (Chloride, Iron, Manganese, Silver, Sodium, Sulfate, Zinc, Color, Odor)	2	Various
GROUP D	Reagent Water	Micro Suitability	2	January
		Metals (Cd, Cr, Cu, Ni, Pb, Zn)	2	January
GROUP E	Lead & Copper	Lead	50	Various
		Copper	50	Various
GROUP F	Nitrate/Nitrite	Nitrate & Nitrite (48 hour holding time limit)	10	Various
GROUP G	Perfluorinated compounds	PFOS/PFOA - EPA Method 533	2	Various

^{*}The unit bid price shall include all labor, materials, shipping (supplies to MVWA and overnight shipping of samples from MVWA to the bidder's facility), equipment, transportation, overhead, profit, insurance, and all incidental costs required to perform the testing.

All labs should assume a standard turnaround time for all testing. MVWA typically assumes 10-14 days turnaround as standard unless specified otherwise.



2. **CONTRACT PERIOD**

The contract period is from January 1, 2024 through December 31, 2024

DELIVERIES

Shipping containers, bottles, coolers, *etc.* for sample collections will be shipped from the MVWA Water Quality Laboratory, 1 Kennedy Plaza, Utica, NY 13502. All samples will be shipped from the same address. All coolers must be returned promptly to MVWA.

3. **AWARD**

Awards will be made based on Total Price for the entire bid package. Laboratories must provide bid prices for each Bid Group.

ATTACHMENTS



M/WBE UTILIZATION PLAN

INSTRUCTIONS: This form MUST be submitted with any bid, proposal, or proposed negotiated contract prior to contract award. This Utilization Plan must contain a detailed description of the supplies and/or services to be provided by each NYS-certified Minority and Women-owned Business Enterprise (M/WBE), including the offeror if a NYS-certified MWBE, and estimated (or actual if known) annual dollar value under the contract and reflect the MWBE participation goals specified in the contract or procurement document.

Will there be M/WBE participation for services provided under this contract? ☐ YES (Complete the form.) ☐ NO (If No, please complete Request for Waiver.)

Contract Overview	Contract Overview						
Offeror/Contractor Name:			Telephone:				
Address:			SFS Vendor Federal ID No:ID:				
City, State, Zip:			Solicitation No:				
NYS Certified M/WBE Fill out box below for each NYS C	Certified M/WBE Contractor or Subcontractor	Classification	Description of Scope of Work (Subcontractors/Supplies/Services)	Annual Dollar Value of Subcontracts/Supplies/Services			
Name: Address: City, State, Zip		□ MBE	☐ DIRECT (Spending directly fulfilling contract obligations.) Description:	\$			
Telephone: Fed. ID. No:	SFS Vendor ID:	□ DUAL	☐ INDIRECT (Spending in support of company operations.) Description: ☐ Copy of written agreement attached (Required for teaming.)				
Name: Address: City, State, Zip Telephone: Fed. ID. No:	SFS Vendor ID:	□ MBE □ WBE □ DUAL	□ DIRECT (Spending directly fulfilling contract obligations.) □ Description: □ INDIRECT (Spending in support of company operations.) □ Description: □ Copy of written agreement attached (Required for teaming.)	\$			
□VENDOR CERTIFICATION: I hereby affirm that the information supplied in this utilization plan is true and correct. SUBMISSION OF THIS FORM CONSTITUTES THE OFFEROR/CONTRACTOR'S ACKNOWLEDGEMENT AND Signature:							
COMPLETE AND ACCURATE INFO	ARTICLE 15-A, 5 NYCRR PART 142, AND THE ABOVE REFERENCED SOLICITATION. FAILURE TO SUBMIT COMPLETE AND ACCURATE INFORMATION MAY RESULT IN A FINDING OF NONCOMPLIANCE AND/OR TERMINATION OF THE CONTRACT. Title:						



M/WBE UTILIZATION PLAN

FOR AUTHORIZED USE ONLY							
Utilization Plan Approved:	□ Y	□ N	Date:				
Notice of Deficiency Issued:	□ Y	□ N	Date:				
Notice of Acceptance Issued:	□ Y	□ N	Date:				
Reviewed By:			Date:				
Comment(s):							



CONDACT OVEDVIEW

REQUEST FOR WAIVER

Please see bid specifications for documentation requirements. By submitting this form and the required information, the offeror/contractor certifies that every Good Faith Effort has been taken to promote M/WBE participation pursuant to the M/WBE participation requirements set forth under the contract.

CONKACI OVERVIEW					
Offeror/Contractor Name:			Telephone:		
Address:			Federal ID No.	SFS Vendor ID:	
City, State, Zip:			Solicitation/Contract:		
Type of Procurement:	Competitive Bid \square	Other \square	Bid Response Due Date:	Est. or Actual	Cost:
WAIVER REQUEST ("X")	ALL boxes that apply)				
 WBE Waiver – A waiver Waiver – Pending ESD C State Development. Su 2, Item 1. Vendor does not subcontracts so 	pplier Name: ntract construction/profess me of this type of work bu	sal for this procu subcontractors sional services. t at lower % than		Reference	submission Instruction on Page
Provide a summary of your Ju	stification for requesting	g a waiver:			
☐ By checking this box you may use on this bid.	verify that you went thro	ough the NYS E	SD M/WBE Directory of Certified firms	to view companies that	you may be currently using or

SUBMISSION OF THIS FORM CONSTITUTES THE OFFEROR/CONTRACTOR 'S ACKNOWLEDGEMENT AND AGREEMENT TO COMPLY WITH THE M/WBE REQUIREMENTS SET FORTH UNDER NYS EXECUTIVE LAW, ARTICLE 15-A, 5 NYCRR PART 142, AND THE ABOVE REFERENCED SOLICITATION. FAILURE TO SUBMIT COMPLETE AND ACCURATE INFORMATION MAY RESULT IN FINDING OF NON-COMPLIANCE AND/OR TERMINATION OF THE CONTRACT.

Submit copy via email to: jmurray@mvwa.us or fax to: 315-792-0358. Originals are to be mailed to: Mohawk Valley Water Authority, Attn: Jolie Murray, 1 Kennedy Plaza, Utica, NY 13502



Company

REQUEST FOR WAIVER

VENDOR CERTIFICATION	I — I hereby affirm that the infori	nation supplied in support of this waiver request is true and correct, and that this request is made in	good faith
Signature	Date	COUNTY OF)) STATE OF NEW YORK)	
Print Name		Sworn to before me this day of	20
Title		Notary Public	

REQUIREMENTS AND DOCUMENT SUBMISSTION INSTRUCTIONS

To be considered, the Request for Waiver form must be accompanied by supporting documentation for Items 1 – 10 as listed below. If a Waiver Pending ESD Certification is requested, please see note below. Copies of the following information and all relevant supporting documentation must be submitted along with the request.

SUPPORTING DOCUMENTATION:

- 1. Provide any other information you deem relevant which may help us in evaluating your request for a waiver.
- 2. Provide the names of general circulation, trade association, and MWBE oriented publications in which you solicited certified MWBEs for the purposes of complying with your participation goals.
- 3. Provide a list identifying the date(s) that all solicitations for certified MWBE participation were published in any of the above publications and the text of said solicitation(s).
- 4. Provide a list of all certified MWBEs appearing in the NYS Directory of Certified Firms that were solicited in writing for purposes of complying with the certified MWBE participation levels.
- 5. Provide copies of notices, dates of contract, letters and other correspondence as proof that solicitations were made in writing and copies of such solicitations, or a sample copy of the solicitation if an identical solicitation was made to all certified MWBEs.
- 6. Provide copies of responses made by certified MWBEs to your solicitations.
- 7. Provide a description of any contract documents, plans or specifications made available to certified MWBEs for purposes of soliciting their bids, and the date and manner in which these documents were made available.
- 8. Provide documentation of any negotiations between the Offeror/Contractor, and/or MWBE(s) undertaken for purposes of complying with the certified MWBE participations goals.
- 9. Provide the name, title, address, telephone number, and email address of the Offeror/Contractor's representative authorized to discuss this waiver request.
- 10. Copy of notice of application receipt issued by Empire State Development (ESD).

NOTE: Unless a Total Waiver has been granted, Offeror/Contractor will be required to submit all reports and documents pursuant to the provisions set forth in the Contract, as deemed appropriate by the State, to determine MWBE compliance.

FOR AUTHORIZED USE ONLY								
Reviewed By:		Date:	Waiver Granted: ☐ Yes	□ No				
□ Total Waiver	Partial Waiver	□ Conditional Waiver	☐ ESD Certification Waiver	□ Date of Deficiency Issued:				

Instructions for Completing the Monthly SDVOB Compliance Report – SDVOB 101

The SDVOB Monthly Reporting Form is to be completed by the Contractor/Vendor, and submitted by the 10th day of each month for

Complete the form as specified below.	
Contract No.	Indicate the MVWA Contract No.
Contractor/Vendor Name and Address	Provide your firm's name and address.
Federal ID No.	Enter your firm's Federal ID No.
Goals	Indicate SDVOB participation goals.
Reporting Period	Fill in the month and year of reporting period. One copy must be submitted with final payment application.
Contract Name	Fill in the name of the contract
Firm Name and Address	Provide the name, address and phone number of all Subcontractors/Suppliers assigned by the Contractor/Vendor on this contract or purchase agreement(s).
Federal ID No.	Enter the Subcontractor's/Supplier's Federal ID No. If no Federal ID No. has been assigned, provide only the owner's last four (4) digits of his or her Social Security No.
Payment This Month	Indicate the amount paid <i>this month</i> to each SDVOB Subcontractor/Supplier. If there was no income activity for the Subcontractor/Supplier, please check the box indicating "No Payment This Month."
Contract Amount	Enter the total contract amount or purchase agreement(s) amount for each contract or total monthly sales, which ever applies
Description of Work/Supplies	Briefly describe the work performed or supplies provided by each Subcontractor/Supplier.
Submit to:	
MVWA	

Monthly SDVOB Compliance Form Instr. (7/19)

SDVOB UTILIZATION PLAI	V	☐ Ini	tial Plan 🔲 Rev	ised plan	Contract/So	olicitation #
INSTRUCTIONS: This Utilization Plan must contain a	detailed descripti	ion of the	supplies and/or service	es to be provi	ded by each NY	'S Certified Service-Disabled
BIDDER/CONTRACTOR INFORMATION					s	DVOB Goals In Contract
Bidder/Contractor Name:	NYS Vendo	or ID:				%
Bidder/Contractor Address (Street, City, State and Z	ip Code):					
Bidder/Contractor Telephone Number:			Contract Work I	_ocation/Re	gion:	
Contract Description/Title:						
CONTRACTOR INFORMATION						
Prepared by (Signature):	Name and T	itle of P	reparer:	Telepho	one Number:	Date:
Email Address:						
If unable to meet the SDVOB goals set for on the SDVOB Waiver Form.	th in the solid	citation	/contract, bidder/d	contractor	must subm	it a request for waiver
SDVOB Subcontractor/Supplier Name:						
Please identify the person you contacted:	•	Federal Identification No.: Telepho			Telephone N	lo.:
Address:		Email Address:				
Detailed description of work to be provided by sub	contractor/sup	plier:				
Dollar Value of subcontracts/supplies/services (W perform): \$ or %	hen \$ value ca	nnot be	estimated, provide the	e estimated	% of contract	work the SDVOB will
SDVOB Subcontractor/Supplier Name:						
Please identify the person you contacted:		Fede	ral Identification No.:		Telephone N	lo.:
Address:		Emai	Address:			
Detailed Description of work to be provided by sul	ocontractor/sup	plier:				
Dollar Value of subcontracts/supplies/services (W perform): \$ or %	hen \$ value ca	nnot be	estimated, provide the	e estimated	% of contract	work the SDVOB will
FOR MVWA USE ONLY						
MVWA Authorized Signature:			☐ Accepted	☐ Accep	ted as Noted	☐ Notice of Deficiency
NAME (Please Print):	SDVOB			Date Rec		Date Processed:
,	%/\$			Date Net	0.70d.	Date i rocesseu.
Comments:	(ALIDA: :==		4.T.O.1. T		1.01 : 0	"" LODYOF :
NYS CERTIFIED SDVOB SUBCONTRACTOR viewed at: https://ogs.ny.gov/Veterans/d Note: All listed Subcontractors/Suppliers w	efault.asp			•	ork State Cer	tified SDVOBs can be

ADDITIONAL SHEET

Bidder/Contractor Name:		Contract/Solicitation #
SDVOB Subcontractor/Supplier Name:		
Please identify the person you contacted:	Federal Identification No.:	Telephone No.:
Address:	Email Address:	
Detailed Description of work to be provided by subcontract	ctor/supplier:	
Dollar Value of subcontracts/supplies/services (When \$ v perform): \$ or %	/alue cannot be estimated, provide the est	timated % of contract work the SDVOB will
SDVOB Subcontractor/Supplier Name:		
Please identify the person you contacted:	Federal Identification No.:	Telephone No.:
Address:	Email Address:	
Detailed Description of work to be provided by subcontract	ctor/supplier:	
Dollar Value of subcontracts/supplies/services (When \$ v perform): \$ or %	ralue cannot be estimated, provide the est	timated % of contract work the SDVOB will
SDVOB Subcontractor/Supplier Name:		
Please identify the person you contacted:	Federal Identification No.:	Telephone No.:
Address:	Email Address:	
Detailed Description of work to be provided by subcontract	ctor/supplier:	
Dollar Value of subcontracts/supplies/services (When \$ v perform): \$ or %	value cannot be estimated, provide the est	timated % of contract work the SDVOB will
SDVOB Subcontractor/Supplier Name:		
Please identify the person you contacted:	Federal Identification No.:	Telephone No.:
Address:	Email Address:	
Detailed Description of work to be provided by subcontract	ctor/supplier:	
Dollar Value of subcontracts/supplies/services (When \$ v perform)): \$ or %	value cannot be estimated, provide the est	timated % of contract work the SDVOB will
SDVOB Subcontractor/Supplier Name:		
Please identify the person you contacted:	Federal Identification No.:	Telephone No.:
Address:	Email Address:	
Detailed Description of work to be provided by subcontract	ctor/supplier:	
Dollar Value of subcontracts/supplies/services (When \$ v perform): \$ or %	value cannot be estimated, provide the est	timated % of contract work the SDVOB will

SDVOB Utlization Form extra (9/16)

APPLICATION FOR WAIVER OF SDVOB PARTICIPATION GOAL

(must be submitted before requesting final payment on the Contract)

Section 1: Basic Information	า					
Contractor's Name:				Federal Identifica	ation Number:	
Street Address:		E-Mail Address:				
City, State, Zip Code:				Telephone:		
				()	-	
Contract Number:			SDVOB CONTRACT GOALS			
			%			
Section 2: Type of SDVOB \	Naiver Requested					
Total	Partial	If partial percenta		er the revised SDVO	В	%
Please explain the reason for the wait	ver request:					
•		id any respo	nses thereto.			., ,
SDVOBs whom MVWA de Attachment D. Information	any pre-bid, pre-award or ot termined were capable of fundescribing the specific ste	ulfilling the S eps undertal	SDVOB goals set for ken to reasonably s	orth in the contract.	•	
•	aining supplies from, certifice rmation deemed relevant to					
Section 4: Signature and Co	ontact Information					
By signing and submitting this for pursuant to the SDVOB requireme may result in a finding of noncom	nts set forth under the so	licitation or	Contract. Failure	e to submit complet	e and accurate	
Prepared By: (Signature)					Date:	
Name and Title of Preparer (Print or	Type)					

SDVOB Waiver Form - SDVOB 200 (9/16)

For MVWA Use Only					
Reviewed By:	Date:				
Decision:					
Full SDVOB waiver granted Partial SDVOB waiver granted; revised SDVOB goal:% SDVOB waiver denied					
Approved By:	Date:				
Date Notice of Determination Sent:					
Comments					

CONTRACTOR'S MONTHLY SDVOB COMPLIANCE REPORT (DUE ON THE 10TH DAY OF EACH MONTH FOR THE PRECEDING MONTH'S ACTIVITY AS EVIDENCE TOWARDS ACHIEVEMENT OF THE SDVOB GOALS ON THE CONTRACT

Contract No.:	
---------------	--

Contractor/Vendor Name, Address and Phone No.:	.: Contractor/Vendor Federal ID No.:		SDVOB Goals	Reporting Period		
	Contract Name		%	Month	Year	
SDVOB Firm Name, Address and Phone Number		<u> </u>				
(List All Firms)	Description of Work or Supplies Provided	SDVOB Payment		Contract Amount		
Federal ID No.:		☐ No Payment This Month				
Federal ID No.:		☐ No Paym	ent This Month			
Federal ID No.:		☐ No Paym	ent This Month			
Federal ID No.:		☐ No Paym	ent This Month			
Signature	<u> </u>	Print Name and Title		Date For MV///	Date For MVWA Use Only	
Submission of this form constitutes the Contracto	or's acknowledgement as to the accuracy of the infor	rmation contained herei	n. Failure to submit complete	Reviewed By:	Date:	