



B-14-20

NIFS ID: Department: Public Works

Capital: X

SERVICE: H61587-PR5 Priority Resurfacing- Phase 5-B14-20

Contract ID #:H61587-PR5

NIFS Entry Date:

Term: from to

New
Time Extension:
Addl. Funds:
Blanket Resolution:
RES#

1) Mandated Program:	N
2) Comptroller Approval Form Attached:	Y
3) CSEA Agmt. § 32 Compliance Attached:	Y
4) Material Adverse Information Identified? (if yes, attach memo):	N
5) Insurance Required	Y

Vendor Info:	
Name: Metro Paving LLC	Vendor ID#: [REDACTED]
Address: 500 Patton Ave W. Babylon NY 11704	Contact Person: [REDACTED] [REDACTED]
	Phone: [REDACTED]

Department:
Contact Name: John ODougherty
Address: NCDPW 1194 Prospect Ave Westbury NY 11590
Phone: 5165715601

Routing Slip

Department	NIFS Entry: X	08-MAY-20 -- LDIONISIO
Department	NIFS Approval: X	08-MAY-20 -- KARNOLD
DPW	Capital Fund Approved: X	08-MAY-20 -- KARNOLD
OMB	NIFA Approval: X	11-MAY-20 -- CNOLAN
OMB	NIFS Approval: X	08-MAY-20 -- NGUMIENIAK
County Atty.	Insurance Verification: X	08-MAY-20 -- DGRIPPO
County Atty.	Approval to Form: X	08-MAY-20 -- DGRIPPO
CPO	Approval: X	12-MAY-20 -- KOHAGENCE

DCEC	Approval: X	15-MAY-20 -- JCHIARA
Dep. CE	Approval: X	18-MAY-20 -- BSCHNEIDER
Leg. Affairs	Approval/Review: X	27-MAY-20 -- GCASTILLO
Legislature	Approval:	
Comptroller	Deputy:	
NIFA	NIFA Approval:	

Contract Summary

Purpose: To improve the condition of the existing pavement by expediting the resurfacing of various selected roads with advanced deterioration
Method of Procurement: The bid was advertised in Newsday (09/18/2019), eProcure (09/20/2019 - 10/22/2019) and NYSCR (09/18/2019 - 10/22/2019). The Contractor was selected through an open competitive bidding process.
Procurement History: The bids were received on October 22, 2019, for the above referenced contract. Bids have been examined and the contract bid amount of \$9,996,380.00 submitted by Metro Paving LLC. is acceptable as the low bid after the original lowest bidder was disqualified. Therefore, it is recommended to award the contract to the second lowest responsible bidder, Metro Paving LLC. A total of Six (6) firms bid on this contract and all were deemed to be local contractors.
Description of General Provisions: This is a contract to improve the condition of the existing pavement by expediting the resurfacing of various selected roads with advanced deterioration
Impact on Funding / Price Analysis: The bid price of \$9,996,380.00 is 9.4% below the engineer's estimate of \$11,054,125.00 and is for comparison purposes only. Funding being encumbered will come from approved and available Capital project number 61587-PR5. The max value is \$9,996,380. Contract has current MWBE utilization of 3.5%
Change in Contract from Prior Procurement: This is a New Contract - no prior procurement
Recommendation: (approve as submitted) Approve Contract as submitted

Advisement Information

BUDGET CODES		FUNDING SOURCE	AMOUNT	LINE	INDEX/OBJECT CODE	AMOUNT
Fund:	PWCAP					
Control:	61	Revenue		1	PWCAPCAP/61587/00004/PR5	\$ 9,996,380.00
Resp:	587	Contract:				\$ 0.00
Object:	00004	County	\$ 0.00			\$ 0.00
Transaction:	CH	Federal	\$ 0.00			\$ 0.00
Project #:	61587	State	\$ 0.00			\$ 0.00
Detail:	PR5	Capital	\$ 9,996,380.00			\$ 0.00
		Other	\$ 0.00			\$ 0.00
		TOTAL	\$ 9,996,380.00		TOTAL	\$ 9,996,380.00
RENEWAL						
% Increase						
% Decrease						

B14-20

RULES RESOLUTION NO. -2020

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND METRO PAVING, LLC.

WHEREAS, in accordance with all Federal, State and Local Law, the County of Nassau on behalf of the NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS [“Department”] has received competitive bids for contract H61587-PR5, NASSAU COUNTY PRIORITY RESURFACING, PHASE 5, NASSAU COUNTY, NY [“Contract”], as more particularly described in the contract documents, a copy of which are on file with the Clerk of the Legislature; and

WHEREAS, the firm of METRO PAVING, LLC.

[“Vendor”] has submitted the lowest responsible bid for the work described in the contract in accordance with all Federal, State and Local Law as determined by the Department, and

WHEREAS, the funding for this contract is from capital funds approved by the Nassau County Legislature and included in the current four year capital plan, and

WHEREAS, the Commissioner of the Department is representing that the total contract is estimated to be \$ 9,996,380.00, now therefore be it

RESOLVED, that the Rules Committee of the Nassau County Legislature,
based on the representations of the Department and the recommendation of the
Commissioner of the Department, authorizes the County Executive to award and execute
the said contract with the vendor.



Nassau County Interim Finance Authority

Contract Approval Request Form (As of January 1, 2015)

1. Vendor: Metro Paving LLC

2. Dollar amount requiring NIFA approval: \$9996380

Amount to be encumbered: \$9996380

This is a New

If new contract - \$ amount should be full amount of contract

If advisement – NIFA only needs to review if it is increasing funds above the amount previously approved by NIFA

If amendment - \$ amount should be full amount of amendment only

3. Contract Term: 180 days from NTP

Has work or services on this contract commenced? N _____

If yes, please explain:

4. Funding Source:

General Fund (GEN)

X Capital Improvement Fund (CAP)

Other

Grant Fund (GRT)

Federal % 0

State % 0

County % 0

Is the cash available for the full amount of the contract?

Y

If not, will it require a future borrowing?

N

Has the County Legislature approved the borrowing?

Y

Has NIFA approved the borrowing for this contract?

N

5. Provide a brief description (4 to 5 sentences) of the item for which this approval is requested:

To improve the condition of the existing pavement by expediting the resurfacing of various selected roads with advanced deterioration

6. Has the item requested herein followed all proper procedures and thereby approved by the:

Nassau County Attorney as to form

Nassau County Committee and/or Legislature

Date of approval(s) and citation to the resolution where approval for this item was provided:

7. Identify all contracts (with dollar amounts) with this or an affiliated party within the prior 12 months:

Contract ID	Date	Amount

AUTHORIZATION

To the best of my knowledge, I hereby certify that the information contained in this Contract Approval Request Form and any additional information submitted in connection with this request is true and accurate and that all expenditures that will be made in reliance on this authorization are in conformance with the Nassau County Approved Budget and not in conflict with the Nassau County Multi-Year Financial Plan. I understand that NIFA will rely upon this information in its official deliberations.

Authenticated User

Date

COMPTROLLER'S OFFICE

To the best of my knowledge, I hereby certify that the information listed is true and accurate and is in conformance with the Nassau County Approved Budget and not in conflict with the Nassau County Multi-Year Financial Plan.

Regarding funding, please check the correct response:

☐ I certify that the funds are available to be encumbered pending NIFA approval of this contract.

If this is a capital project:

I certify that the bonding for this contract has been approved by NIFA.

Budget is available and funds have been encumbered but the project requires NIFA bonding authorization

Authenticated User

Date

NIFA

Amount being approved by NIFA:

Payment is not guaranteed for any work commenced prior to this approval.

Authenticated User

Date

NOTE: All contract submissions MUST include the County's own routing slip, current NIFS printouts for all relevant accounts and relevant Nassau County Legislature communication documents and relevant supplemental information pertaining to the item requested herein.

NIFA Contract Approval Request Form MUST be filled out in its entirety before being submitted to NIFA for review.

NIFA reserves the right to request additional information as needed.

Jack Schnirman
Comptroller



OFFICE OF THE COMPTROLLER
240 Old Country Road
Mineola, New York 11501

COMPTROLLER APPROVAL FORM FOR PERSONAL, PROFESSIONAL OR HUMAN SERVICES CONTRACTS

Attach this form along with all personal, professional or human services contracts, contract renewals, extensions and amendments.

CONTRACTOR NAME: Metro Paving LLC

CONTRACTOR ADDRESS: 500 Patton Ave W. Babylon, NY 11704

FEDERAL TAX ID #: 465339257

Instructions: Please check the appropriate box ("☑") after one of the following roman numerals, and provide all the requested information.

I. ☒ The contract was awarded to the lowest, responsible bidder after advertisement for sealed bids. The contract was awarded after a request for sealed bids was published in Newsday/ NYS Contract Reporter [newspaper] on 9/18/2019 [date]. The sealed bids were publicly opened on 10/22/2019 [date]. 6 [#] of sealed bids were received and opened.

II. ☐ The contractor was selected pursuant to a Request for Proposals.

The Contract was entered into after a written request for proposals was issued on _____ [date]. Potential proposers were made aware of the availability of the RFP by advertisement in _____ [newspaper], posting on industry websites, via email to interested parties and by publication on the County procurement website. Proposals were due on _____ [date]. _____ [state #] proposals were received and evaluated. The evaluation committee consisted of: _____

_____ (list # of persons on committee and their respective departments). The proposals were scored and ranked. As a result of the scoring and ranking, the highest-ranking proposer was selected.

III. ☐ This is a renewal, extension or amendment of an existing contract.

The contract was originally executed by Nassau County on _____ [date]. This is a renewal or extension pursuant to the contract, or an amendment within the scope of the contract or RFP (copies of the relevant pages are attached). The original contract was entered into after _____

_____[describe procurement method, i.e., RFP, three proposals evaluated, etc.] Attach a copy of the most recent evaluation of the contractor's performance for any contract to be renewed or extended. If the contractor has not received a satisfactory evaluation, the department must explain why the contractor should nevertheless be permitted to continue to contract with the county.

IV. ☐ Pursuant to Executive Order No. 1 of 1993, as amended, at least three proposals were solicited and received. The attached memorandum from the department head describes the proposals received, along with the cost of each proposal.

- ☐ A. The contract has been awarded to the proposer offering the lowest cost proposal; **OR:**
- ☐ B. The attached memorandum contains a detailed explanation as to the reason(s) why the contract was awarded to other than the lowest-cost proposer. The attachment includes a specific delineation of the unique skills and experience, the specific reasons why a proposal is deemed superior, and/or why the proposer has been judged to be able to perform more quickly than other proposers.

V. ☐ Pursuant to Executive Order No. 1 of 1993 as amended, the attached memorandum from the department head explains why the department did not obtain at least three proposals.

- ☐ A. There are only one or two providers of the services sought or less than three providers submitted proposals. The memorandum describes how the contractor was determined to be the sole source provider of the personal service needed or explains why only two proposals could be obtained. If two proposals were obtained, the memorandum explains that the contract was awarded to the lowest cost proposer, or why the selected proposer offered the higher quality proposal, the proposer's unique and special experience, skill, or expertise, or its availability to perform in the most immediate and timely manner.
- ☐ B. The memorandum explains that the contractor's selection was dictated by the terms of a federal or New York State grant, by legislation or by a court order. (Copies of the relevant documents are attached).
- ☐ C. Pursuant to General Municipal Law Section 104, the department is purchasing the services required through a New York State Office of General Services contract no. _____, and the attached memorandum explains how the purchase is within the scope of the terms of that contract.

- ☐ D. Pursuant to General Municipal Law Section 119-o, the department is purchasing the services required through an inter-municipal agreement.

VI. ☐ This is a human services contract with a not-for-profit agency for which a competitive process has not been initiated. Attached is a memorandum that explains the reasons for entering into this contract without conducting a competitive process, and details when the department intends to initiate a competitive process for the future award of these services. For any such contract, where the vendor has previously provided services to the county, attach a copy of the most recent evaluation of the vendor's performance. If the contractor has not received a satisfactory evaluation, the department must explain why the contractor should nevertheless be permitted to contract with the county.

In certain limited circumstances, conducting a competitive process and/or completing performance evaluations may not be possible because of the nature of the human services program, or because of a compelling need to continue services through the same provider. In those circumstances, attach an explanation of why a competitive process and/or performance evaluation is inapplicable.

VII. ☐ This is a public works contract for the provision of architectural, engineering or surveying services. The attached memorandum provides details of the department's compliance with Board of Supervisors' Resolution No. 928 of 1993, including its receipt and evaluation of annual Statements of Qualifications & Performance Data, and its negotiations with the most highly qualified firms.

Instructions with respect to Sections VIII, IX and X: All Departments must check the box for VIII. Then, check the box for either IX or X, as applicable.

VIII. ☒ Participation of Minority Group Members and Women in Nassau County Contracts. The selected contractor has agreed that it has an obligation to utilize best efforts to hire MWBE sub-contractors. Proof of the contractual utilization of best efforts as outlined in Exhibit "EE" may be requested at any time, from time to time, by the Comptroller's Office prior to the approval of claim vouchers.

IX. ☒ Department MWBE responsibilities. To ensure compliance with MWBE requirements as outlined in Exhibit "EE", Department will require vendor to submit list of sub-contractor requirements prior to submission of the first claim voucher, for services under this contract being submitted to the Comptroller.

X. ☐ Vendor will not require any sub-contractors.

In addition, if this is a contract with an individual or with an entity that has only one or two employees: ☐ a review of the criteria set forth by the Internal Revenue Service, Revenue Ruling No. 87-41, 1987-1 C.B. 296, attached as Appendix A to the Comptroller's Memorandum, dated February 13, 2004, concerning independent contractors and employees indicates that the contractor would not be considered an employee for federal tax purposes.



Department Head Signature

3/21/20

Date

NOTE: Any information requested above, or in the exhibit below, may be included in the county's "staff summary" form in lieu of a separate memorandum.

Certificate of No Change Form



All fields must be filled.

A materially false statement willfully or fraudulently made in connection with this certification, and/or the failure to conduct appropriate due diligence in verifying the information that is the subject of this certification, may result in rendering the submitting entity non-responsible for the purpose of contract award.

A materially false statement willfully or fraudulently made in connection with this certification may subject the person making the false statement to criminal charges.

I, D Thomas Ruttura state that I have read and understand all the items contained in the disclosure documents listed below and certify that as of this date, these items have not changed. I further certify that, to the best of my knowledge, information and belief, those answers are full, complete, and accurate; and that, to the best of my knowledge, information, and belief, those answers continue to be full, complete, and accurate.

In addition, I further certify on behalf of the submitting vendor that the information contained in the principal questionnaire(s) have not changed and have been verified and continue, to the best of my knowledge, to be full, complete and accurate.

I understand that Nassau County will rely on the information supplied in this certification as additional inducement to enter into a contract with the submitting entity.

Vendor Disclosures

This refers to the vendor integrity and disclosure forms submitted for the vendor doing business with the County.

Name of Submitting Entity: Metro Paving LLC

Vendor's Address: 500 Patton Avenue West Babylon NY US 11704

Vendor's EIN or TIN: 465339257

Forms Submitted: _____

Political Campaign Contribution Disclosure Form:
03/24/2020 08:11:07 AM

Lobbyist Registration and Disclosure Form:
03/26/2020 07:07:38 AM

Business History Form certified:
05/06/2020 05:38:33 PM

Consultant's, Contractor's, and Vendor's Disclosure Form:
05/06/2020 12:56:22 PM

Principal Questionnaire(s)

This refers to the most recent principal questionnaire submissions.

Principal Name	Date Certified
dennis kellerman [DENNIS@METROPAVINGNY.COM]	05/01/2020 09:37:20 AM
D Thomas Ruttura [DTRPAVING@GMAIL.COM]	05/07/2020 10:44:50 AM
Peter Ruttura [PRPAVING1@GMAIL.COM]	05/07/2020 10:42:48 AM

I, D Thomas Ruttura hereby acknowledge that a materially false statement willfully or fraudulently made in connection with this form may result in rendering the submitting business entity and/or any affiliated entities non-responsible, and, in addition, may subject me to criminal charges.

I further certify that I have read and understand all the items contained in this form; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this form; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this form as additional inducement to enter into a contract with the submitting business entity

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES."

D Thomas Ruttura

Name

Vice President

Title

Metro Paving LLC

Name of Submitting Entity

05/07/2020 10:46:16 AM

Date

Business History Form

The contract shall be awarded to the responsible proposer who, at the discretion of the County, taking into consideration the reliability of the proposer and the capacity of the proposer to perform the services required by the County, offers the best value to the County and who will best promote the public interest.

In addition to the submission of proposals, each proposer shall complete and submit this questionnaire. The questionnaire shall be filled out by the owner of a sole proprietorship or by an authorized representative of the firm, corporation or partnership submitting the Proposal.

NOTE: All questions require a response, even if response is "none" or "not-applicable." No blanks.

(USE ADDITIONAL SHEETS IF NECESSARY TO FULLY ANSWER THE FOLLOWING QUESTIONS).

Date: 05/06/2020

- 1) Proposer's Legal Name: Metro Paving LLC
- 2) Address of Place of Business: 500 Patton Avenue
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
- 3) Mailing Address (if different): 500 Patton Avenue
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Phone: (631) 756-8038
Does the business own or rent its facilities? Rent If other, please provide details:
- 4) Dun and Bradstreet number: 055286680
- 5) Federal I.D. Number: 465339257
- 6) The proposer is a: Corporation (Describe) _____
- 7) Does this business share office space, staff, or equipment expenses with any other business?
YES ☐ NO ☒ If yes, please provide details:
- 8) Does this business control one or more other businesses?
YES ☐ NO ☒ If yes, please provide details:
- 9) Does this business have one or more affiliates, and/or is it a subsidiary of, or controlled by, any other business?
YES ☐ NO ☒ If yes, please provide details:

- 10) Has the proposer ever had a bond or surety cancelled or forfeited, or a contract with Nassau County or any other government entity terminated?
YES ☐ NO ☒ If yes, state the name of bonding agency, (if a bond), date, amount of bond and reason for such cancellation or forfeiture: or details regarding the termination (if a contract).

- 11) Has the proposer, during the past seven years, been declared bankrupt?
YES ☐ NO ☒ If yes, state date, court jurisdiction, amount of liabilities and amount of assets

- 12) In the past five years, has this business and/or any of its owners and/or officers and/or any affiliated business, been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency? And/or, in the past 5 years, have any owner and/or officer of any affiliated business been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency, where such investigation was related to activities performed at, for, or on behalf of an affiliated business.
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the circumstances and corrective action taken.

- 13) In the past 5 years, has this business and/or any of its owners and/or officers and/or any affiliated business been the subject of an investigation by any government agency, including but not limited to federal, state and local regulatory agencies? And/or, in the past 5 years, has any owner and/or officer of an affiliated business been the subject of an investigation by any government agency, including but not limited to federal, state and local regulatory agencies, for matters pertaining to that individual's position at or relationship to an affiliated business.
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the circumstances and corrective action taken.

- 14) Has any current or former director, owner or officer or managerial employee of this business had, either before or during such person's employment, or since such employment if the charges pertained to events that allegedly occurred during the time of employment by the submitting business, and allegedly related to the conduct of that business:
a) Any felony charge pending?
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the circumstances and corrective action taken.

b) Any misdemeanor charge pending?
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the circumstances and corrective action taken.

c) In the past 10 years, you been convicted, after trial or by plea, of any felony and/or any other crime, an

element of which relates to truthfulness or the underlying facts of which related to the conduct of business?
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the
circumstances and corrective action taken.

d) In the past 5 years, been convicted, after trial or by plea, of a misdemeanor?
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the
circumstances and corrective action taken.

e) In the past 5 years, been found in violation of any administrative, statutory, or regulatory provisions?
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the
circumstances and corrective action taken.

15) In the past (5) years, has this business or any of its owners or officers, or any other affiliated business had any
sanction imposed as a result of judicial or administrative proceedings with respect to any professional license
held?
YES ☐ NO ☒ If yes, provide details for each such investigation, an explanation of the
circumstances and corrective action taken.

16) For the past (5) tax years, has this business failed to file any required tax returns or failed to pay any applicable
federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges?
YES ☐ NO ☒ If yes, provide details for each such year. Provide a detailed response to all
questions checked 'YES'. If you need more space, photocopy the appropriate page and attach it to the
questionnaire.

17) Conflict of Interest:

a) Please disclose any conflicts of interest as outlined below. NOTE: If no conflicts exist, please expressly
state "No conflict exists."

(i) Any material financial relationships that your firm or any firm employee has that may create a conflict
of interest or the appearance of a conflict of interest in acting on behalf of Nassau County.

no conflict exists

(ii) Any family relationship that any employee of your firm has with any County public servant that may
create a conflict of interest or the appearance of a conflict of interest in acting on behalf of Nassau
County.

no conflict exists

(iii) Any other matter that your firm believes may create a conflict of interest or the appearance of a
conflict of interest in acting on behalf of Nassau County.

no conflict exists

- b) Please describe any procedures your firm has, or would adopt, to assure the County that a conflict of interest would not exist for your firm in the future.
- no conflict exists. our firm follows all protocol set in place by nassau county, to ensure a safe, friendly work environment. we are open to any additional rules and protocol to ensure this working relationship remains profession.

A. Include a resume or detailed description of the Proposer's professional qualifications, demonstrating extensive experience in your profession. Any prior similar experiences, and the results of these experiences, must be identified.

Have you previously uploaded the below information under in the Document Vault?

YES ☐ NO ☒

Is the proposer an individual?

YES ☐ NO ☒ Should the proposer be other than an individual, the Proposal MUST include:

i) Date of formation;

04/01/2014

ii) Name, addresses, and position of all persons having a financial interest in the company, including shareholders, members, general or limited partner. If none, explain.

Dennis Kellerman- East Setauket, New York

D. Thomas Ruttura - W. Babylon, New York

Peter Ruttura- W. Babylon, New York

No individuals with a financial interest in the company have been attached..

iii) Name, address and position of all officers and directors of the company. If none, explain.

Dennis Kellerman- East Setauket, New York

D. Thomas Ruttura - W. Babylon, New York

Peter Ruttura - W. Babylon, New York

No officers and directors from this company have been attached.

iv) State of incorporation (if applicable);

NY

v) The number of employees in the firm;

20

vi) Annual revenue of firm;

17000000

vii) Summary of relevant accomplishments

Nassau county phase 58G contract as well as the attached.

note: not able to attach additional projects. will try to certify this form and re attached the file

viii) Copies of all state and local licenses and permits.

B. Indicate number of years in business.

6

C. Provide any other information which would be appropriate and helpful in determining the Proposer's capacity and reliability to perform these services.

we have completed larger/similar milling and paving contracts in previous years
we recently completed contract 58g for nassau county last year
we have a yearly contract with town of oysterbay milling and resurfacing town roads

1 File(s) Uploaded: Refrences.docx

D. Provide names and addresses for no fewer than three references for whom the Proposer has provided similar services or who are qualified to evaluate the Proposer's capability to perform this work.

Company town of hempstead
Contact Person Dominick DeCarlo
Address 350 Front Street
City Hempstead State/Province/Territory NY
Country US
Telephone [REDACTED]
Fax # [REDACTED]
E-Mail Address [REDACTED]

Company town of oyster bay division of engineering
Contact Person Daniel Haas
Address 150 miller place
City syosset State/Province/Territory NY
Country US
Telephone [REDACTED]
Fax # [REDACTED]
E-Mail Address [REDACTED]

Company landtek group
Contact Person steve kizmiskus
Address 235 county line road
City amityville State/Province/Territory NY
Country US
Telephone [REDACTED]
Fax # [REDACTED]
E-Mail Address [REDACTED]

I, Dennis Kellerman, hereby acknowledge that a materially false statement willfully or fraudulently made in connection with this form may result in rendering the submitting business entity and/or any affiliated entities non-responsible, and, in addition, may subject me to criminal charges.

I, Dennis Kellerman, hereby certify that I have read and understand all the items contained in this form; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this form; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this form as additional inducement to enter into a contract with the submitting business entity.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

Name of submitting business: Metro Paving LLC

Electronically signed and certified at the date and time indicated by:
Dennis Kellerman

President

Title

05/06/2020 05:38:33 PM

Date

May 6, 2020

References

- 1) Town of Oyster Bay
Dan Hass – 516-677-5935
Concrete and Asphalt Paving \$6,500,000.00
- 2) SUNY Farmingdale
Erica Murray – 631-794-6967
Concrete and Asphalt Paving \$1,179,934.00
- 3) Gibson & Cushman –Maple Ave Dock
Contact: Keith Haney –cell (631) 831-3114
Fine Grade & Pave Approx. 1400 Tons Using Super Pave Mixes
May 15, 2014 \$140,000.00
- 4) Village of Laurel Hollow – Springwood Path
Contact: Karen Navin, Village Clerk -516-692-8826
Fine Grade and Pave
August 2014 \$224,188.00
- 5) Ruttura & Sons – Roosevelt Field Mall
Contact: Rick Pearsall office (631) 454-0291
Fine Grade & Paving – May 20, 2014 \$2,005,258.00
FED-Ex Brooklyn \$1,000,000.00
Kings Park HS \$550,000.00
TWA – JFK Airport \$315,000.00

6) Custom Commercial Construction – Bay Shore, NY 11706

Contact: John Reportella or Vinnie, (631) 665-3232

TD Bank – Maspeth - \$200,000.00

TD Bank – Flatbush - \$15,000.00

TD Bank – Queens - \$155,000.00

TD Bank – Jericho - \$110,000.00

7) Village of Old Westbury

Engineers: LIRO Group Mike Capobianco (516) 746-2350

Fine Grade and Pave \$1,150,000.00

8) VRD Contracting Inc. – SBU Indoor Arena Addition

Contact: Mark or Joe Vivementti– 631-936-7000

Fine Grade and Pave \$90,000.00

Great Neck Library \$182,000.00

NYS Police- Merrick \$385,000.00

Nassau Police 8th Precinct \$290,000.00

9) John Grillo Architects – Port Jefferson, NY 11777

631-476-2161

Ward Melville H.S. – Running Track \$188,000.00

Gellinas J.H.S. - \$35,000.00

10) Watrel Brothers – Bay Shore, NY 11706

Tom Watrel -631-586-8300

Dear Park E.S. - \$88,034.00

Mineola Winston and Churchill - \$46,000.00

Adelphi Parking Garage \$200,000.00

Plainview Old Bethpage Tennis Courts \$230,000.00

11) Triton Construction – Garden City, NY 11530

Bill Meli – 516-317-2478

508 West 24th Street NY - \$23,100.00

12) Village of East Hills- 2017 Road Improvements

John Salerno- (516) 621-5600 - \$1,200,000.00

13) Irwin Contracting – Hauppauge, NY 11788

Dave Lingen – 631-434-8400

Floyd B. Watson School – Rockville Center - \$22,000.00

14) Stalco Contracting

Keven Harney 631-254-6767

Riverhead Charter School - \$200,000.00

Commack Library - \$145,000.00

15) Land Tek Group

Steve Kizmiskus 631-691-2891

Carle Place H.S. \$32,000.00

South Side H.S. - Running Track \$265,306.00

Islip H.S. –Track \$181,000.00

Sleepy Hollow- Running Track \$210,000.00

Kennedy Catholic- Running Track \$130,000.00

Mineola HS-Track \$150,000.00

Bayport/Bluepoint- Track \$280,000.00

Sayville HS- Tennis Courts \$130,000.00

Valley Stream HS Track \$535,000.00

16) Village of New Hyde Park – Memorial Park Tennis & Basketball Court Resurfacing

D&B Ed Kozik \$239,934.50

Tom Gannon Superintendent of Public Works

Office (516) 354-0022

1420 Jericho TPK

New Hyde Park, NY 11040

- 17) USTA – Grand Stand– Main Court and (10) Championship Courts
Ruttura & Sons Construction Co. Inc. \$1,608,727.00
200 Cabot Street
West Babylon, NY 11704

- 18) Arthur Ashe Stadium \$105,000.00

- 19) Town of Hempstead – 2015 TOH Road Improvement work Part, Wantagh PW#16-15
Jeff Tierney- Deputy Commissioner Engineering – 516-489-5000
\$1,264,890.00
2016 Road Improvements – Elmont PW#16-17 \$1,130,017.00

- 20) Town of Hempstead -2016 TOH Road Improvement Duckpont Drive North Oxford Road
Forest Lake Blvd. Wantagh, NY PE36-16
Jeff Tierney- Deputy Commissioner Engineering – 516-489-5000
\$895,000.00

- 21) Irwin Contracting - Carey HS & New Hype Park HS – Parking Lots
Dave Lingen – 631-434-8400 \$380,000.00

- 22) West Babylon JHS- Drainage, Mix in Place
School Construction Consultants - 516-567-0200
\$800,000.00

23) T. Moriarty & Sons , Inc. – LGA East End Substation- \$420,000.00
Peter Habib – Project Manager - 718-858-4800

24) Phillip Ross Industries –
Grumman- Bethpage
Phil Carlucci – (631) 253-3077 \$130,000.00



COUNTY OF NASSAU

POLITICAL CAMPAIGN CONTRIBUTION DISCLOSURE FORM

1. Has the vendor or any corporate officers of the vendor provided campaign contributions pursuant to the New York State Election Law in (a) the period beginning April 1, 2016 and ending on the date of this disclosure, or (b), beginning April 1, 2018, the period beginning two years prior to the date of this disclosure and ending on the date of this disclosure, to the campaign committees of any of the following Nassau County elected officials or to the campaign committees of any candidates for any of the following Nassau County elected offices: the County Executive, the County Clerk, the Comptroller, the District Attorney, or any County Legislator?

YES ☐ NO ☒ If yes, to what campaign committee?

2. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

The undersigned further certifies and affirms that the contribution(s) to the campaign committees identified above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Electronically signed and certified at the date and time indicated by:
dennis kellerman [DENNIS@METROPAVINGNY.COM]

Dated: 03/24/2020 08:11:07 AM

Vendor: metro paving llc

Title: president



COUNTY OF NASSAU

LOBBYIST REGISTRATION AND DISCLOSURE FORM

1. Name, address and telephone number of lobbyist(s)/lobbying organization. The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

NONE

2. List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

NONE

3. Name, address and telephone number of client(s) by whom, or on whose behalf, the lobbyist is retained, employed or designated:

NONE

4. Describe lobbying activity conducted, or to be conducted, in Nassau County, and identify client(s) for each activity listed. See the last page for a complete description of lobbying activities.

NONE

5. The name of persons, organizations or governmental entities before whom the lobbyist expects to lobby:

NONE

6. If such lobbyist is retained or employed pursuant to a written agreement of retainer or employment, you must attach a copy of such document; and if agreement of retainer or employment is oral, attach a written statement of the substance thereof. If the written agreement of retainer or employment does not contain a signed authorization from the client by whom you have been authorized to lobby, separately attach such a written authorization from the client.

7. Has the lobbyist/lobbying organization or any of its corporate officers provided campaign contributions pursuant to the New York State Election Law in (a) the period beginning April 1, 2016 and ending on the date of this disclosure, or (b), beginning April 1, 2018, the period beginning two years prior to the date of this disclosure and ending on the date of this disclosure, to the campaign committees of any of the following Nassau County elected officials or to the campaign committees of any candidates for any of the following Nassau County elected offices: the County Executive, the County Clerk, the Comptroller, the District Attorney, or any County Legislator?

YES ☐ NO ☒ If yes, to what campaign committee? If none, you must so state:

I understand that copies of this form will be sent to the Nassau County Department of Information Technology ("IT") to be posted on the County's website.

I also understand that upon termination of retainer, employment or designation I must give written notice to the County Attorney within thirty (30) days of termination.

VERIFICATION: The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

The undersigned further certifies and affirms that the contribution(s) to the campaign committees listed above were made freely and without duress, threat or any promise of a governmental benefit or in exchange for any benefit or remuneration.

Electronically signed and certified at the date and time indicated by:
Dennis Kellerman [DENNIS@METROPAVINGNY.COM]

Dated: 03/26/2020 07:07:38 AM

Vendor: METRO PAVING LLC

Title: President

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including but not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

The term "lobbying" or "lobbying activities" does not include: Persons engaged in drafting legislation, rules, regulations or rates; persons advising clients and rendering opinions on proposed legislation, rules, regulations or rates, where such professional services are not otherwise connected with legislative or executive action on such legislation or administrative action on such rules, regulations or rates; newspapers and other periodicals and radio and television stations and owners and employees thereof, provided that their activities in connection with proposed legislation, rules, regulations or rates are limited to the publication or broadcast of news items, editorials or other comment, or paid advertisements; persons who participate as witnesses, attorneys or other representatives in public rule-making or rate-making proceedings of a County agency, with respect to all participation by such persons which is part of the public record thereof and all preparation by such persons for such participation; persons who attempt to influence a County agency in an adjudicatory proceeding, as defined by § 102 of the New York State Administrative Procedure Act.

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name: Dennis Kellerman
Date of birth: [REDACTED]
Home address: [REDACTED]
City: East Setauket State/Province/Territory: NY Zip/Postal Code: 11733
Country: US
Business Address: 500 patton avenue
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Telephone: 6314540291
Other present address(es):
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Telephone: _____

List of other addresses and telephone numbers attached

2. Positions held in submitting business and starting date of each (check all applicable)

President	<u>04/01/2014</u>	Treasurer	_____
Chairman of Board	_____	Shareholder	_____
Chief Exec. Officer	_____	Secretary	_____
Chief Financial Officer	_____	Partner	_____
Vice President	_____		
(Other)	_____		

3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details.

4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire?
YES ☐ NO ☒ If Yes, provide details.

5. Within the past 3 years, have you been a principal owner or officer of any business or notfor-profit organization other than the one submitting the questionnaire?
YES ☐ NO ☒ If Yes, provide details.

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer?
YES ☐ NO ☒ If Yes, provide details.

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency. Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:

- a. Been debarred by any government agency from entering into contracts with that agency?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated?

YES ☐ NO ☒ If 'Yes', provide details for each such instance. (Provide a detailed response to all questions check "Yes". If you need more space, photocopy the appropriate page and attached it to the questionnaire.)

9.

- a. Is there any felony charge pending against you?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- b. Is there any misdemeanor charge pending against you?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- c. Is there any administrative charge pending against you?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- d. In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? Y
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- e. In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- f. In the past 5 years, have you been found in violation of any administrative or statutory charges?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

10. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

11. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

12. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

13. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

I, dennis kellerman, hereby acknowledge that a materially false statement willfully or fraudulently made in connection with this form may result in rendering the submitting business entity and/or any affiliated entities non-responsible, and, in addition, may subject me to criminal charges.

I, dennis kellerman, hereby certify that I have read and understand all the items contained in this form; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this form; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this form as additional inducement to enter into a contract with the submitting business entity.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

Metro Paving LLC

Name of submitting business

Electronically signed and certified at the date and time indicated by:

dennis kellerman

president

Title

05/01/2020 09:37:20 AM

Date

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name: Peter Ruttura
Date of birth: [REDACTED]
Home address: [REDACTED]
City: west babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Business Address: Metro Paving LLC
City: 500 patton avenue State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Telephone: 6317568038
Other present address(es):
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Telephone: _____

List of other addresses and telephone numbers attached

2. Positions held in submitting business and starting date of each (check all applicable)

President	_____	Treasurer	_____
Chairman of Board	_____	Shareholder	_____
Chief Exec. Officer	_____	Secretary	_____
Chief Financial Officer	_____	Partner	<u>04/01/2014</u>
Vice President	_____		
(Other)	_____		

3. Do you have an equity interest in the business submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details.

4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire?
YES ☐ NO ☒ If Yes, provide details.

5. Within the past 3 years, have you been a principal owner or officer of any business or notfor-profit organization other than the one submitting the questionnaire?
YES ☒ NO ☐ If Yes, provide details.

Our Rental Corp

TER Trucking

Our Recycling Corp

note: neither company has involvement in Metro Pavings construction activities, nor will they have involvement on the Nassau County project

Ruttura Realty: Real estate holding company, does zero business transactions what so ever

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer?
YES ☐ NO ☒ If Yes, provide details.

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency. Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:

- a. Been debarred by any government agency from entering into contracts with that agency?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated?

YES ☐ NO ☒ If 'Yes', provide details for each such instance. (Provide a detailed response to all questions check "Yes". If you need more space, photocopy the appropriate page and attached it to the questionnaire.)

9.

- a. Is there any felony charge pending against you?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- b. Is there any misdemeanor charge pending against you?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- c. Is there any administrative charge pending against you?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- d. In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? Y

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- e. In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- f. In the past 5 years, have you been found in violation of any administrative or statutory charges?

YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

10. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.
11. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.
12. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.
13. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

I, Peter Ruttura, hereby acknowledge that a materially false statement willfully or fraudulently made in connection with this form may result in rendering the submitting business entity and/or any affiliated entities non-responsible, and, in addition, may subject me to criminal charges.

I, Peter Ruttura, hereby certify that I have read and understand all the items contained in this form; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this form; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this form as additional inducement to enter into a contract with the submitting business entity.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

Metro Paving LLC

Name of submitting business

Electronically signed and certified at the date and time indicated by:

Peter Ruttura

Partner

Title

05/07/2020 10:42:48 AM

Date

PRINCIPAL QUESTIONNAIRE FORM

All questions on these questionnaires must be answered by all officers and any individuals who hold a ten percent (10%) or greater ownership interest in the proposer. Answers typewritten or printed in ink. If you need more space to answer any question, make as many photocopies of the appropriate page(s) as necessary and attach them to the questionnaire.

COMPLETE THIS QUESTIONNAIRE CAREFULLY AND COMPLETELY. FAILURE TO SUBMIT A COMPLETE QUESTIONNAIRE MAY MEAN THAT YOUR BID OR PROPOSAL WILL BE REJECTED AS NON-RESPONSIVE AND IT WILL NOT BE CONSIDERED FOR AWARD

1. Principal Name: D. Thomas Ruttura
Date of birth: [REDACTED]
Home address: [REDACTED]
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Business Address: 200 cabot street
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Telephone: 6314540291
Other present address(es):
City: West Babylon State/Province/Territory: NY Zip/Postal Code: 11704
Country: US
Telephone: _____

List of other addresses and telephone numbers attached

2. Positions held in submitting business and starting date of each (check all applicable)

President	_____	Treasurer	_____
Chairman of Board	_____	Shareholder	_____
Chief Exec. Officer	_____	Secretary	_____
Chief Financial Officer	_____	Partner	_____
Vice President	<u>04/01/2014</u>		
(Other)			

3. Do you have an equity interest in the business submitting the questionnaire?

YES ☒ NO ☐ If Yes, provide details.

4. Are there any outstanding loans, guarantees or any other form of security or lease or any other type of contribution made in whole or in part between you and the business submitting the questionnaire?

YES ☐ NO ☒ If Yes, provide details.

5. Within the past 3 years, have you been a principal owner or officer of any business or notfor-profit organization other than the one submitting the questionnaire?

YES ☒ NO ☐ If Yes, provide details.

Ruttura & Sons

TER Trucking

note: neither company has involvement in Metro Pavings construction activities, nor will they have involvement on the Nassau County project

Ruttura Realty: Real estate holding company that does no business what so ever

6. Has any governmental entity awarded any contracts to a business or organization listed in Section 5 in the past 3 years while you were a principal owner or officer?
YES ☐ NO ☒ If Yes, provide details.

NOTE: An affirmative answer is required below whether the sanction arose automatically, by operation of law, or as a result of any action taken by a government agency. Provide a detailed response to all questions checked "YES". If you need more space, photocopy the appropriate page and attach it to the questionnaire.

7. In the past (5) years, have you and/or any affiliated businesses or not-for-profit organizations listed in Section 5 in which you have been a principal owner or officer:
- a. Been debarred by any government agency from entering into contracts with that agency?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.
- b. Been declared in default and/or terminated for cause on any contract, and/or had any contracts cancelled for cause?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.
- c. Been denied the award of a contract and/or the opportunity to bid on a contract, including, but not limited to, failure to meet pre-qualification standards?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.
- d. Been suspended by any government agency from entering into any contract with it; and/or is any action pending that could formally debar or otherwise affect such business's ability to bid or propose on contract?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

8. Have any of the businesses or organizations listed in response to Question 5 filed a bankruptcy petition and/or been the subject of involuntary bankruptcy proceedings during the past 7 years, and/or for any portion of the last 7 year period, been in a state of bankruptcy as a result of bankruptcy proceedings initiated more than 7 years ago and/or is any such business now the subject of any pending bankruptcy proceedings, whenever initiated?
YES ☐ NO ☒ If 'Yes', provide details for each such instance. (Provide a detailed response to all questions check "Yes". If you need more space, photocopy the appropriate page and attached it to the questionnaire.)

9. a. Is there any felony charge pending against you?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- b. Is there any misdemeanor charge pending against you?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- c. Is there any administrative charge pending against you?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- d. In the past 10 years, have you been convicted, after trial or by plea, of any felony, or of any other crime, an element of which relates to truthfulness or the underlying facts of which related to the conduct of business? Y
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- e. In the past 5 years, have you been convicted, after trial or by plea, of a misdemeanor?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

- f. In the past 5 years, have you been found in violation of any administrative or statutory charges?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

10. In addition to the information provided in response to the previous questions, in the past 5 years, have you been the subject of a criminal investigation and/or a civil anti-trust investigation by any federal, state or local prosecuting or investigative agency and/or the subject of an investigation where such investigation was related to activities performed at, for, or on behalf of the submitting business entity and/or an affiliated business listed in response to Question 5?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

11. In addition to the information provided, in the past 5 years has any business or organization listed in response to Question 5, been the subject of a criminal investigation and/or a civil anti-trust investigation and/or any other type of investigation by any government agency, including but not limited to federal, state, and local regulatory agencies while you were a principal owner or officer?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

12. In the past 5 years, have you or this business, or any other affiliated business listed in response to Question 5 had any sanction imposed as a result of judicial or administrative proceedings with respect to any professional license held?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

13. For the past 5 tax years, have you failed to file any required tax returns or failed to pay any applicable federal, state or local taxes or other assessed charges, including but not limited to water and sewer charges?
YES ☐ NO ☒ If yes, provide an explanation of the circumstances and corrective action taken.

I, D Thomas Ruttura, hereby acknowledge that a materially false statement willfully or fraudulently made in connection with this form may result in rendering the submitting business entity and/or any affiliated entities non-responsible, and, in addition, may subject me to criminal charges.

I, D Thomas Ruttura, hereby certify that I have read and understand all the items contained in this form; that I supplied full and complete answers to each item therein to the best of my knowledge, information and belief; that I will notify the County in writing of any change in circumstances occurring after the submission of this form; and that all information supplied by me is true to the best of my knowledge, information and belief. I understand that the County will rely on the information supplied in this form as additional inducement to enter into a contract with the submitting business entity.

CERTIFICATION

A MATERIALLY FALSE STATEMENT WILLFULLY OR FRAUDULENTLY MADE IN CONNECTION WITH THIS QUESTIONNAIRE MAY RESULT IN RENDERING THE SUBMITTING BUSINESS ENTITY NOT RESPONSIBLE WITH RESPECT TO THE PRESENT BID OR FUTURE BIDS, AND, IN ADDITION, MAY SUBJECT THE PERSON MAKING THE FALSE STATEMENT TO CRIMINAL CHARGES.

Metro Paving LLC

Name of submitting business

Electronically signed and certified at the date and time indicated by:

D Thomas Ruttura

Vice President

Title

05/07/2020 10:44:50 AM

Date

COUNTY OF NASSAU

CONSULTANT'S, CONTRACTOR'S AND VENDOR'S DISCLOSURE FORM

1. Name of the Entity: Metro Paving LLC

Address: 500 Patton Avenue

City: West Babylon State: NY Zip Code: 11704

2. Entity's Vendor Identification Number: 46-5339257

3. Type of Business: Ltd. Liability Co (specify) _____

4. List names and addresses of all principals; that is, all individuals serving on the Board of Directors or comparable body, all partners and limited partners, all corporate officers, all parties of Joint Ventures, and all members and officers of limited liability companies (attach additional sheets if necessary):

First Name	<u>Dennis</u>				
Last Name	<u>Kellerman</u>				
MI	<u>P</u>	Suffix	_____		
Address	<u>500 Patton Ave</u>				
City	<u>West Babylon</u>	State	<u>NY</u>	Zip Code	<u>11704</u>
Position	<u>President</u>				

First Name	<u>D Thomas</u>				
Last Name	<u>Ruttura</u>				
MI	_____	Suffix	_____		
Address	<u>500 Patton Ave</u>				
City	<u>West Babylon</u>	State	<u>NY</u>	Zip Code	<u>11704</u>
Position	<u>Vice President</u>				

First Name	<u>Peter</u>				
Last Name	<u>Ruttura</u>				
MI	_____	Suffix	_____		
Address	<u>500 Patton Ave</u>				
City	<u>West Babylon</u>	State	<u>NY</u>	Zip Code	<u>11704</u>
Position	<u>Partner</u>				

5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.
If none, explain.

Dennis Kellerman - East Setauket, NY D. Thomas Ruttura - W. Babylon, NY Peter Ruttura - W. Babylon, NY
--

No shareholders, members, or partners have been attached to this form.

6. List all affiliated and related companies and their relationship to the firm entered on line 1. above (if none, enter "None"). Attach a separate disclosure form for each affiliated or subsidiary company that may take part in the performance of this contract. Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

none

7. List all lobbyists whose services were utilized at any stage in this matter (i.e., pre-bid, bid, post-bid, etc.). If none, enter "None." The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

Are there lobbyists involved in this matter?

YES ☐ NO ☒

(a) Name, title, business address and telephone number of lobbyist(s):

(b) Describe lobbying activity of each lobbyist. See below for a complete description of lobbying activities.

(c) List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

8. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

Electronically signed and certified at the date and time indicated by:

Dennis Kellerman

Dated: 05/06/2020 12:56:22 PM

Title: president

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including but not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

**COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo**

TO: Office of the County Executive
Attn: Brian J. Schneider, Deputy County Executive

FROM: Kenneth G. Arnold, P.E., Commissioner

DATE: April 30, 2020

SUBJECT: RECOMMENDATION OF AWARD

Contract Number: H61587-PR5

Title: Nassau County Priority Resurfacing – Phase 5

Engineer's Estimate: \$ 11,054,125.00

Bids Received On: October 22, 2019

The bids received for the above referenced contract have been examined and the bid submitted by Metro Paving LLC. in the amount of \$9,996,380.00 is acceptable as the lowest bid after the original lowest bidder was disqualified. (see the attached bid tabulation).

The low bid by Metro Paving LLC. is 9.57% below the engineer's estimate, and adequate funds are available (Capital Project Number 61587).

If you approve or disapprove of the above request, please signify below and return this memo to this office for appropriate action.

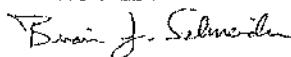


Kenneth G. Arnold
Commissioner

KGA:RM:
Attachments

c: Rakhal Maitra, Deputy Commissioner
Loretta Dionisio, Assistant to Deputy Commissioner
Richard Iadevaio, Jr., Superintendent of Highway and Drainage Construction
John O'Dougherty, Project Manager III
Jose Viteri, Civil Engineer II
Douglas Castelli, P.E. Resident Engineer
Prina Kangare, Office Engineer

APPROVED:



5/4/2020

Brian J. Schneider Date
Deputy County Executive

DISAPPROVED:

Brian J. Schneider Date
Deputy County Executive



BID SUMMARY FOR CONTRACT: 161587-PRS
 2019 Nassau County Priority Resurfacing Contract - Phase 5
 Project Manager: Joe Vitari
 Advertisement Date: 9/18/2019
 Bid Opening: 10/11/2019
 Bid Analysis Received: 3/15/2016

ITEM NO.		ITEM NAME	UNIT	QUANTITY	Expenses Estimate		Main Pricing (Est. Cost)		Production (Prod. Inc. (Est.))		T.L.S. Consulting LLC (Est.)		Grice Industries LLC (Est.)		Perry Brothers, Inc. (Est.)	
					UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST
102	Adhesives	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
103	Unfinished Lamination	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
104	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
105	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
106	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
107	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
108	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
109	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
110	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
111	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
112	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
113	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
114	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
115	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
116	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
117	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
118	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
119	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
120	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
121	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00	\$11.00
122	Custom General Binding (Present)	EA	1.00	\$11.00	\$11.00	\$11.00	\$11.00									

BID SUMMARY FOR CONTRACT T-HOSP-FB3 2017 Nassau County Priority Redeveloping Contract - Phase 5 Project Manager: Joe Vitell Advertisement Date: 9/18/2019 Bid Opening: 10/22/2019 Bid Analysis Meeting: 9/18/2019													
		Engineer's Estimate		Bids Pricing EITC (5%)		Position Check, Inc. (6%)		H.A.J. Contracting LLC (4%)		Gosse Industries LLC (5%)		Frost Brothers, Inc. (4%)	
ITEM NO.	ITEM NAME	UNIT	QUANTITY	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST
131A	Cleaning and Restoring of impervious joints at 1/4"	EA	510.00	\$5.00	\$1,000.00	\$5.00	\$5,000.00	\$22.75	\$11,737.50	\$22.00	\$16,000.00	\$22.00	\$11,000.00
131B	Sealing of Transverse joints in Concrete (sealer in Chlorinated Solvent)	EA	140.00	\$1.00	\$140.00	\$1.00	\$1,000.00	\$4.75	\$4,730.00	\$3.00	\$5,000.00	\$3.00	\$5,000.00
131C	Chlorinated Solvent (sealer)	EA	1.00	\$1.00	\$1.00	\$1.00	\$1,000.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00
131D	Safety of Materials (PBR DAY)	DAY	75.00	\$1,000.00	\$1,750.00	\$1,000.00	\$4,500.00	\$1,000.00	\$2,000.00	\$1,000.00	\$2,000.00	\$1,000.00	\$2,000.00
131E	Remove Random Traffic Markings	EA	110.00	\$1.00	\$1,100.00	\$1.00	\$1,000.00	\$1.50	\$1,650.00	\$1.50	\$2,000.00	\$1.50	\$2,000.00
131F	Apply Seal Coat	EA	1.00	\$1.00	\$1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
131G	Sub Preparation for Surface Hot Patching Strips	EA	225.00	\$750.00	\$1,000.00	\$750.00	\$1,500.00	\$400.00	\$4,000.00	\$400.00	\$3,000.00	\$400.00	\$3,000.00
141E	Sub Preparation for Hot Patching Strips	EA	225.00	\$175.00	\$100,750.00	\$175.00	\$1,000.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00
151B	Shovel Work	EA	1.00	\$1.00	\$1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
151C	Asphalt Pave Adjustment (1/4")	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161A	Gravel and Gravel Seal	EA	1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161B	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161C	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161D	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161E	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161F	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161G	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161H	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161I	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161J	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161K	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161L	Gravel and Gravel Seal	EA	1.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00	\$1.00	\$1,000.00
161M	Gravel and Gravel Seal	EA											

**COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo**

TO: Kenneth G. Arnold, Commissioner
FROM: Rakhal Maitra, Deputy Commissioner

DATE: April 30, 2020

SUBJECT: RECOMMENDATION OF AWARD

Contract Number: H61587-PR5
Title: Nassau County Priority Resurfacing – Phase 5
Engineer's Estimate: \$ 11,054,125.00
BIDS RECEIVED ON: October 22, 2019

The Bids received for the above referenced contract have been examined, as tabulated in the bid comparison (attached). The bid submitted by Metro Paving LLC., in the amount of \$9,996,380.00 is acceptable as the lowest responsible bidder after the original lowest bidder was disqualified.

The low bid by Metro Paving LLC. is 9.57% below the engineer's estimate and adequate funds are available (Capital Project Number 61587). After reviewing all documentation submitted by the contractor, it was found that Metro Paving LLC. meets the required goals for this project. Therefore, it is requested that the Recommendation of Award be prepared for the Commissioner's signature and forwarded to the County Executive for his action.


For
Rakhal Maitra
Deputy Commissioner

RM:pl

Attachments

c: Loretta Dionisio, Assistant to Deputy Commissioner
Richard Iadevaio Jr., Superintendent of Highway and Drainage Construction
John O'Dougherty, Project Manager III
Jose Viteri, Civil Engineer II
Douglas Castelli, P.E., Resident Engineer
Prina Kangare, Office Engineer



BID SUMMARY FOR CONTRACT: H41587-PB5
 2019 Nevada County Priority Resurfacing Contract - Phase 5
 Project Managers: Jose Viteri
 Advertisement Date: 9/18/2019
 Bid Opening: 10/22/2019
 Bid Analysis Revised: 10/30/2020

[illegible]

JOHN B. CHIARA
DEPUTY COUNTY EXECUTIVE FOR
COMPLIANCE



ROBERT CLEARY
CHIEF PROCUREMENT OFFICER

OFFICE OF THE CHIEF PROCUREMENT OFFICER
ONE WEST STREET, 1ST FLOOR
MINEOLA, NEW YORK, 11501

VIA EMAIL AND CERTIFIED MAIL RETURN RECEIPT REQUESTED

April 29, 2020

Eric A. Ortmann, Esq
Elizabeth Marchionni, Esq.
Kaufman Dolowich & Voluck, LLP
135 Crossways Park Drive, Suite 201
Woodbury, New York 11797

Re: Nassau County Contract No. H61587-PR5
Resurfacing of Various Roads in the Towns of Hempstead and North Hempstead
Phase 5 (the "Contract").

Dear Mr. Ortmann and Ms. Marchionni:

This letter sets forth the determination of the appeal that was submitted by you on behalf of Baymen Industries, Ltd. ("Baymen") of the determination of the Commissioner of the Nassau County Department of Public Works ("DPW") that Baymen's bid was not responsive and was rejected.

In rendering this determination, I have reviewed your letters of March 27, 2020 and April 2, 2020, supplemented by the March 27, 2020 letter from Arch Insurance Company ("Arch"), and the submissions made in support of the bid and the award of this contract by Baymen, including information disclosed by Baymen during the course of DPW's evaluation of the bid and supporting submissions.

During an interview conducted by DPW, Aly Nicholas Lizza, the president of Baymen disclosed that his father, Elia Lizza, was an indemnitor of Arch on Baymen's surety's bond which was submitted together with Baymen's bid proposal to the County on or about October 22, 2019. I am advised that as an indemnitor of Arch, in the event of a default by Baymen, Arch will be obligated to complete the work of the contract and make the County whole for damages by reason of the default. I have also been advised that the nature of the indemnification relationship between Arch and Elia Lizza renders Elia Lizza liable to Arch for any funds expended by Arch. I am further advised that on January 16, 2020, Elia Lizza pleaded guilty to bribing a public official of the Town of Oyster Bay.

Accordingly, DPW determined that the surety bond indemnified by Elia Lizza was unacceptable and the bid deemed non-responsive for lack of an acceptable bid bond. This appeal of the determination followed.

Based upon the above information, DPW's determination to reject Baymen's bid as non-responsive is affirmed and the appeal is denied. The rationale for this determination is set forth below.

The fact that Elia Lizza was required to indemnify Arch indicates that the surety determined that Baymen and its disclosed principal of Baymen, Aly Nicholas Lizza, lacked the necessary financial assets to serve as adequate security for Arch to induce it to issue the surety bond. Elia Lizza's willingness to serve as an indemnitor indicates that he is in a position to exert control in the business operations of Baymen with respect to the work of the Contract and is in the position of an undisclosed principal of Baymen. Notably, one of the representations made by Baymen in submitting the bid is as follows:

That the above bidder is of lawful age and the only one interested in this bid; and that no other person, firm or corporation, except those herein named, has any interest in this bid or in the Contract proposed to be entered into.

See, Bid Proposal at p. 43. Clearly, Elia Lizza has an interest in the Contract and should have been disclosed as a principal. Of course, had Elia Lizza's relationship with Baymen been disclosed in the bid proposal submitted by Baymen, the bid likely would have been rejected on non-responsibility grounds insofar that at the time of submission of the bid, Elia Lizza was charged with bribery of a public official. Having since plead guilty to the crime, DPW was entitled to reject the submission of a bond for which Elia Lizza served as an indemnitor, rendering the bid unresponsive.

For the reasons stated above the County will proceed with the award of the Contract to the next lowest, responsive and responsible bidder. Please note that in the event that your client chooses to proceed with any further legal remedies I have been directed by the County Attorney's Office to advise you that your law firm currently represents the County on another matter in litigation and the County Attorney will not waive the conflict of interest. Please be guided accordingly.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert Cleary', with a long horizontal line extending to the right.

Robert Cleary
Chief Procurement Officer

LAURA CURRAN
NASSAU COUNTY EXECUTIVE



KENNETH G. ARNOLD, P.E.
COMMISSIONER

COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
1194 PROSPECT AVENUE
WESTBURY, NEW YORK 11590-2723

Via Certified Mail-Return Receipt Requested
March 12, 2020

Aly Nicholas Lizza, President
Baymen Industries Ltd.
27 Audrey Avenue
Oyster Bay, New York 11771

Re: Nassau County Contract No. H61587-PR5
Resurfacing of Various Roads in the
Towns of Hempstead and Town of North Hempstead
Phase 5
Non-Responsive Bid

Dear Mr. Lizza:

This letter is sent in response to the bid your company, Baymen Industries Ltd. (Baymen), submitted for the above-referenced contract. During the Department's due diligence review of the bid materials, Mr. Elia Lizza was identified as an indemnitor providing credit support to surety, Arch Insurance Company, which issued the contract bid bond for Baymen's bid. Due to Mr. Elia Lizza's recent guilty plea to multiple corruption charges regarding his business with the Town of Oyster Bay, the County will not accept a bid bond indemnified by Mr. Elia Lizza.

An acceptable bid bond must be affixed to Baymen's submitted bid in order for the bid to be considered for award by the Department, and the bid bond is not acceptable. Accordingly, the Department has determined that your bid is not responsive and hereby rejects your bid. The contract will be awarded to the next lowest responsive and responsible bidder. Any appeal of this determination must be filed within five (5) days of receipt of this letter. An appeal must be submitted to Mr. Robert Cleary, Nassau County Director of Procurement, One West Street, Mineola, New York 11501, (516) 571-2939, rcleary@nassaucountyny.gov. If an appeal is taken, the award of this contract shall be stayed pending determination of Mr. Cleary.

Very truly yours,

A handwritten signature in black ink, appearing to read "Kenneth G. Arnold", is written over a horizontal line.

Kenneth G. Arnold, P.E.
Commissioner of Public Works

KGA:JH:las

c: Robert Cleary, Director of Procurement
Rakhal Maitra, Deputy Commissioner of Public Works
Jane Houdek, Attorney for Public Works
Loretta Dionisio, Assistant to Deputy Commissioner of Public Works

COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo

TO: Saji Varughese, Project Manager II

FROM: Office of the Commissioner

DATE: July 9, 2019

SUBJECT: CSEA Sub-Contracting Approval
C19-061 – H61587-PR5 – Nassau County Priority Resurfacing Contract – Phase 5

Please be aware in accordance with Section 32-3 of the CSEA/County CBA, the Department has met with CSEA representatives to discuss your proposed DPW contract referenced above. Pursuant to Section 32-3 of the CSEA/County CBA, CSEA has withdrawn its objection to the above-referenced contract known as C19-061.

Please prepare the necessary documentation to proceed with your work. Once the advisement is certified you may issue the contractor a Notice to Proceed.

If you have any questions, please speak with Jonathan Lesman.



Roseann D'Alleva
Deputy Commissioner

RD:las

c: Rakhal Maitra, Deputy Commissioner
Loretta Dionisio, Assistant to Deputy Commissioner
Richard Iadevaio, Jr., Superintendent of Highway and Drainage Construction
Jonathan Lesman, Management Analyst II



COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
Inter-Departmental Memo

TO: Civil Service Employees Association, Nassau Local 830
 Att: Ronald Gurrieri, Executive Vice President

FROM: Department of Public Works

DATE: May 31, 2019

SUBJECT: CSEA Notification of a Proposed DPW Contract
 Nassau County Priority Resurfacing Contract – Phase 5
 Proposed Contract Number: H61587-PR5

The following notification is to comply with the spirit and intent of Section 32 of the County/CSEA contract. It should not be implied that the proposed DPW authorization is for work, which has "historically and exclusively been performed by bargaining unit members."

1. DPW plans to recommend a construction contract for the following services: Resurfacing of Various County Roads in Nassau County.
2. The work involves the following: Furnishing labor, materials, tools, equipment and incidentals as specified for the resurfacing of asphalt and/or concrete surfaces and other related work at various locations in Nassau County. The work operations may include, but not be limited to milling and paving of the existing asphalt pavement, concrete pavement repairs, full depth asphalt and joint repairs, and installation of pavement markings, traffic signal loops and plowable raised reflectorized pavement markers.
3. An estimate of the cost is: \$11,034,000.00.
4. An estimate of the duration is: One hundred and eighty (180) calendar days.

Should you wish to propose an alternative to the proposed contract/agreement, please respond within ten (10) days to: Department of Public Works, Att: Roseann D'Alleva, Deputy Commissioner, telephone 1-0525, fax 1-9657.



Roseann D'Alleva
 Deputy Commissioner

RD:RM:ac

c: Christopher Nicolino, Director, Office of Labor Relations
 Rakhai Maitra, Deputy Commissioner
 Loretta Dionisio, Assistant to Deputy Commissioner
 Christopher Yansick, Unit Head, Financial Management Unit
 Diane Pyne, Unit Head, Human Resources Unit
 Richard Iadevaio, Jr., Superintendent of Highway and Drainage Construction
 Jonathan Lesman, Management Analyst II
 Saji Varughese, Project Manager II



BID BOND

FORM OF BID BOND

IMPORTANT The bidder shall instruct the Surety Company to **USE THIS FORM PROVIDED** as the use of **ANY OTHER FORM** may cause rejection of the bid.

KNOW ALL MEN BY THESE PRESENTS,

that we, the undersigned Metro Paving LLC

as Principal; and Liberty Mutual Insurance Company as surety, who is Licensed to do business in the State of New York, are hereby firmly bound unto the County of Nassau in the penal sum of

Ten percent of amount bid----- dollars (\$ 10% of amount bid) for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

Signed, this 21 day of October, 2019

The conditions of the above obligation is such that whereas the Principal has submitted to the County of Nassau a certain Bid attached hereto and hereby made a part hereof, to enter into a contract in writing for the work under Contract No. H61587-PR5 for the

Resurfacing of Various Roads in the Town of Hempstead & Town of North Hempstead Phase 5

NOW, THEREFORE, the conditions of this obligation are such that if the Principal shall not withdraw said proposal except by mutual consent of the County of Nassau within a period of forty-five (45) days after the opening of bids and in the event of acceptance of the Principal's proposal, if the Principal shall,

- a. when notified by the County, execute all necessary counterparts of the contract as set forth in the contract documents in accordance with the proposal as accepted; and
- b. furnish bonds and other security as specified in the contract documents for the faithful performance and proper fulfillment of such contract, which bonds or other security shall be satisfactory in all respects to the County; and
- c. in all respects, comply with the provisions set forth in the invitation to bid; or if the County of Nassau shall reject the aforesaid proposal for a reason other than the Principal's failure to satisfy the County that he has the necessary skill, experience and liquid assets required for the contract as stated in the documents aforesaid, then this obligation shall be null and void; otherwise to remain in full force and effect.

NO TEXT ON THIS PAGE

Provided, however, that this bond is subject to the following additional conditions and limitations.

a. In the event that the Principal fails to submit a financial statement when required by the County or in the event that an examination of the Principal indicates to the County that the Principal does not meet the financial requirements required by the County, the undersigned will, upon demand, pay to the County of Nassau, as liquidated damages for the Principal's failure to meet such requirements, a sum equal to the amount that would have been required by a certified check if the same were delivered in accordance with the provisions of the contract documents and specifications herein stated.

b. In case the Principal shall default in the performance of any provision the undersigned will upon demand pay to the County of Nassau the full amount of the damages sustained by the County of Nassau by reason of such default, except however, it is expressly understood and agreed that the liability of the surety for any and all claims hereunder shall in no event exceed the amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligation of said Surety and its bond shall be in no way impaired or affected by any extension of time within which the County of Nassau may accept such Bid; and said Surety does hereby waive notice of any such extension.

NO TEXT ON THIS PAGE

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

Metro Paving LLC

Contractor

by *Denno Kellman* (L.S.)

(Corporate seal of
Contractor
Title if a corporation)

by *PK* (L.S.)

Title

by _____ (L.S.)

Title

Liberty Mutual Insurance Company

by *Kim Spinello* (L.S.)
Title of Officer Kim Spinello, Attorney-in-Fact

Surety

Attest: *Tara Laverdiere* (L.S.)
Title of Officer Tara Laverdiere

(Corporate seal
of Surety)

NO TEXT ON THIS PAGE

(Acknowledgment by Contractor if a corporation)

STATE OF NY)

ss.:
COUNTY OF Suffolk)

On this 21 day of Oct, 2019, before me personally came Dennis P Keelerman to me known, who, being by me duly sworn, did depose and say for himself, that he resides in ~~XXXXXXXXXXXX~~ that he is the President of the metros Paving, LLC the corporation described in, and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

HAYDEE BURGOS
Notary Public, State of New York
No. 01BU6152269
Qualified in Suffolk County
Commission Expires Sept. 5, 2020

Haydee Burgos
Notary Public

(Acknowledgment by Contractor if a partnership)

STATE OF _____)

ss.:
COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____ to me known and known to me to be a member of the firm described in and which executed the foregoing bond or obligation, and he acknowledged to me that he subscribed the name of said firm thereto on behalf of said firm for the purpose therein mentioned.

Notary Public

(Acknowledgment by Contractor if an individual.)

STATE OF _____)

ss.:
COUNTY OF _____)

On this _____ day of _____, 20____, before me personally came _____ to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged that he executed the same.

Notary Public

NO TEXT ON THIS PAGE

(Acknowledgment by Surety Company)

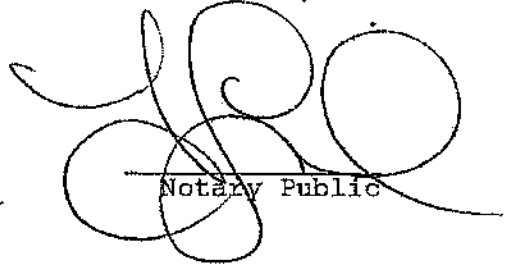
STATE OF New York)

ss.:
COUNTY OF Nassau)

On this 21 day of October, 2019, before me personally came Kim Spinello to me Known, who being by me duly sworn, did depose and say that he resides in East Meadow, New York

that he is the Attorney-in-Fact of the Liberty Mutual Insurance Company, the corporation described in and which executed the within instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order; and that the liabilities of said company do not exceed its assets as ascertained in the manner provided by the laws of the State of New York, and the said Notary further said that he is acquainted with Kim Spinello and knows him to be the Attorney-in-Fact of said company; that the signature of the said Kim Spinello subscribed to the within instrument is in the genuine handwriting of the said Kim Spinello and was subscribed thereto by like order of the Board of Directors, and in the presence of him, the said Notary

TARA LAVERDIERE
Notary Public, State of New York
Registration #01LA8076687
Qualified in Nassau County
Commission Expires June 24, 2022


Notary Public

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POWER OF ATTORNEY

ATTENTION: Insert the "Power of Attorney" after this page in with your bid submission.



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8200623-969521

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Frank Abbatiello; Raymond C. Carman; Theresa A. Lanfranco; Tara Laverdiere; Lisa Marrazzo; Philip G. Samuels; D. J. Scotto; Louis J. Spina; Kim Spinello; Jaclyn Thomas; Denise Thompson

all of the city of Uniondale state of NY each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 26th day of February, 2019.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 26th day of February, 2019 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 21 day of October, 2019.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

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FINANCIAL STATEMENT

ATTENTION: Insert the "Financial Statement" after this page in with your bid submission.



LIBERTY MUTUAL INSURANCE COMPANY
FINANCIAL STATEMENT — DECEMBER 31, 2018

Assets		Liabilities	
Cash and Bank Deposits	\$464,341,712	Unearned Premiums	\$7,851,429,449
*Bonds — U.S Government	2,259,714,810	Reserve for Claims and Claims Expense	20,165,209,300
*Other Bonds	11,864,776,740	Funds Held Under Reinsurance Treaties	384,795,327
*Stocks	16,527,715,226	Reserve for Dividends to Policyholders	1,111,529
Real Estate	255,809,551	Additional Statutory Reserve	62,866,000
Agents' Balances or Uncollected Premiums	5,817,927,234	Reserve for Commissions, Taxes and	
Accrued Interest and Rents	108,139,840	Other Liabilities	3,999,822,802
Other Admitted Assets	11,532,139,744	Total	\$32,465,234,407
Total Admitted Assets	\$48,830,564,857	Special Surplus Funds	\$43,108,583
		Capital Stock	10,000,000
		Paid in Surplus	10,044,912,727
		Unassigned Surplus	6,267,309,139
		Surplus to Policyholders	16,365,330,449
		Total Liabilities and Surplus	\$48,830,564,856



* Bonds are stated at amortized or investment value; Stocks at Association Market Values.
The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2018, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 22nd day of March, 2019.

TAMikolajewski

Assistant Secretary

NO TEXT ON THIS PAGE

CERTIFICATE OF SOLVENCY

ATTENTION: Insert the "Certificate of Solvency" after this page in with your bid submission.

**STATE OF NEW YORK
DEPARTMENT OF FINANCIAL SERVICES**

**CERTIFICATE OF SOLVENCY UNDER SECTION 1111 OF THE NEW YORK
INSURANCE LAW**

It is hereby certified that

**Liberty Mutual Insurance Company
of Boston, Massachusetts**

a corporation organized under the laws of the State of Massachusetts, and duly authorized to transact the business of insurance in this State, is qualified to become surety or guarantor on all bonds, undertakings, recognizances, guaranties and other obligations required or permitted by law; and that the said corporation is possessed of a capital and surplus including gross paid-in and contributed surplus and unassigned funds (surplus) aggregating the sum of \$14,531,323,273. (Capital \$10,000,000.) as is shown by its sworn financial statement for the year ended December 31, 2017, on file in this Department, prior to audit.

The said corporation cannot lawfully expose itself to loss on any one risk or hazard to an amount exceeding 10% of its surplus to policyholders, unless it shall be protected in excess of that amount in the manner provided in Section 4118 of the Insurance Law of this State.



In Witness Whereof, I have here-
unto set my hand and affixed the
official seal of this Department
at the City of Albany, this 1st
day of March, 2018.

**Maria T. Vullo
Superintendent**

By *Jacqueline Catalfamo*
**Jacqueline Catalfamo
Special Deputy Superintendent**

NO TEXT ON THIS PAGE

PROPOSAL
To the County of Nassau
RESURFACING OF VARIOUS COUNTY ROADS
in the Town of Hempstead & Town of North Hempstead
PHASE 5

Contract No. H61587-PR5

TO THE COUNTY OF NASSAU:

Pursuant to and in compliance with your Advertisement for Bids and the Instructions to Bidders relating thereto, the undersigned hereby proposes to furnish all plant, labor, materials, supplies, equipment and other facilities necessary or proper for or incidental to the above Contract, as required by and in strict accordance with the plans and specifications for the amount named in the proposal hereinafter described.

In making this proposal the Bidder hereby declares that the Addenda which has been issued by the County of Nassau and has been received by him, that all provisions thereof have been complied with in preparing his bids.

Name of Bidder: Metro Paving LLC
(Individual, Firm or Corporation, as case may be)

Bidder's Address: 500 Patton Ave W. Babylon, NY 11704

Telephone: 631 756-8038 Date: 10/21/19

FAX Tele: 631 694-2890 E-Mail: dennis@metropavingny.com

NOTE: IF BIDDER IS A FIRM, FILL IN THE FOLLOWING BLANKS:

Name of Partners	Residence of Partners
<u>D Thomas Ruttura</u>	<u>XXXXXXXXXX</u>
<u>Dennis P Kellerman</u>	<u>XXXXXXXXXX</u>

NOTE: IF BIDDER IS A CORPORATION, FILL IN THE FOLLOWING BLANKS:

Organized under the laws of the State of: NY

Name of President: Dennis P Kellerman

President's Domicile: _____

Name of Vice Pres: _____

Vice Pres's Domicile: _____

Corporate Officer: _____ Title: _____

Corporate Officer's Domicile: _____

Corporate Officer: _____ Title: _____

Corporate Officer's Domicile: _____

The Following Paragraphs are Applicable to the Contract

THE BIDDER AFFIRMS AND DECLARES:

1. That the above bidder is of lawful age and the only one interested in this bid; and that no other person, firm or corporation, except those herein named, has any interest in this bid or in the Contract proposed to be entered into.
2. That this bid is made without any understanding, agreement or in connection with any other person, firm or corporation, making a bid for the same work, and is in all respects fair and without collusion or fraud.
3. That said bidder is not in arrears to the County of Nassau upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the County of Nassau.
4. That no officer nor employee of the County of Nassau, or person whose salary is payable in whole or in part from the County Treasury is, shall be, or become interested directly, or indirectly as a contracting party, partner, stockholder, surety or otherwise, in this bid, or in the performance of the contract, or in the supplies, materials, equipment and work or labor to which it relates, or in any portion of the profits thereof.
5. That he has carefully examined the site of the work and that, from his own investigations, has satisfied himself as to the nature and location of the work, the character, quality and quantity of existing materials, all difficulties likely to be encountered, the kind and extent of equipment, other facilities needed for the performance of the work, the general and local conditions, and all other items which may, in any way, affect the work or its performance.
6. The bidder also declares that he has carefully examined and fully understands all the component parts of this Contract, that he will execute the Contract and will completely perform it in strict accordance with its terms for the following prices.
7. Where the work performed under this Contract involves a trade or occupation licensed in the County of Nassau by the Towns of Hempstead, Oyster Bay or North Hempstead or by the Cities Glen Cove or Long Beach, the contractor shall be required to have such a license.

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
1M	1.00 LS	Mobilization	For: Three Hundred Thousand	300,000	300,000
2	150.00 CY	Unclassified Excavation	For: Sixty Dollars	Contingent 60	9,000
4A	125.00 SY	Cement Concrete Breaking (Pavement)	For: Ten Dollars	Contingent 10	1,250
4B	20.00 CY	Cement Concrete Breaking (Structures)	For: Five Dollars	Contingent 5	100
5C	100.00 CY	Selected Fill	For: Twenty Dollars	Contingent 20	2,000
7	100.00 SY	Preparing Fine Grade	For: Five Dollars	Contingent 5	500
12H	9,000.00 LF	Cleaning Existing Drainage System	For: Five Dollars	5	45,000
12HX	270.00 EACH	Clean Existing Drainage System Catch Basin	For: Three Hundred Dollars	300	81,000
15X	10.00 EACH	Rehabilitation of Catch Basins	For: Five Thousand Dollars	5,000	50,000
16X	25.00 EACH	Altering Brick Manholes	For: Five Hundred Dollars	500	12,500
17A	10.00 CY	Class A Concrete for Structures	For: Five Hundred Dollars	Contingent 500	5,000
24	20.00 CY	Cement Concrete Pavement	For: Four Hundred Dollars	Contingent 400	8,000
24V	12.00 CY	Concrete Valley Gutter	For: Five Hundred Dollars	Contingent 500	6,000
26	3,500.00 LF	Concrete Curb	For: Thirty Three Dollars	33	115,500
26CG	50.00 LF	Monolithic Concrete Curb and Gutter	For: Thirty Eight Dollars	Contingent 38	1,900

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
27	8,000.00 SF	Cement Concrete Sidewalk	For: Twelve Dollars	12	96,000
27DW	1,000.00 SF	Detectable Warning Surface	For: Forty Dollars	40	40,000
28	350.00 SF	Cement Concrete Driveways and Driveway Aprons	For: Sixteen Dollars	16	5,600
29	200.00 SF	Driveway Restoration	For: Ten Dollars	10	2,000
30	50.00 SY	Metal Reinforcement for Concrete Pavement	For: Ten Dollars	10	500
31	500.00 LF	Transverse Joint Supports	For: Five Dollars	5	2,500
32A	200.00 EACH	Longitudinal Joint Ties (Pavement)	For: Five Dollars	5	1,000
32X	200.00 EACH	Joint Ties (Grout Type)	For: Five Dollars	5	1,000
32X-1	200.00 EACH	Load Transfer Device for Cement Concrete Pavement Repairs	For: Fifteen Dollars	15	3,000
33	1,000.00 LB	Bar Reinforcement for Structures	For: Two Dollars	2	2,000
34	24,000.00 LB	Miscellaneous Metals	For: Two Dollars Fifty cents	2.50	60,000
36CX	220.00 TON	Asphalt Concrete Truing and Leveling Course TYPE 1A (For Cracks in Asphalt Pavement)	For: One Hundred Four Dollars	104	22,880
36DRAR	41,750.00 TON	Rut Avoidance Asphalt Concrete Type 1A (Top RA Resurfacing)	For: One Hundred Four Dollars	104	4,342,000
58A	100.00 LF	Saw Cutting Existing Non-Roadway Asphalt	For: Three Dollars	3	300
58RPC	500.00 LF	Saw Cutting Existing Roadway Pavement and Concrete	For: Four Dollars	4	2,000

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PRS

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
102	1.00 LS	Work Zone Traffic Control	For: Four Hundred Four thousand 404,000	404,000	404,000
102D	400.00 DAY	Flashing Arrow Board	For: Fifty Dollars	50	20,000
102PAMS	500.00 DAY	Portable Variable Message Sign	For: One hundred Fifty Dollars	150	75,000
111	5,000.00 SY	Removal and Replacement of Pavements	For: One hundred Thirty Dollars	130	650,000
112	50.00 EACH	Adjusting Manholes	For: Three hundred Fifty Dollars	350	17,500
114	320.00 EACH	Adjustment of Water Valve Box Elevation	For: Fifty Dollars	50	16,000
115	2,500.00 LF	Butt Joints	For: Ten Dollars	10	25,000
116A	465,000.00 SY	Profiling and Removal of Asphalt Pavement	For: Four Dollars Twenty cents	4.25	1,976,250
116C	100.00 SY	Profiling and Removal of Concrete Pavement	For: Ten Dollars	Contingent 10	1,000
129	10.00 CY	Cement Concrete For Pavement Repairs	For: Nine hundred Dollars	Contingent 900	9,000
132	100.00 EACH	Flowable Raised ReflectORIZED Pavement Markers	For: Sixty Five Dollars	65	6,500
133A	500.00 LF	Cleaning and Resealing of longitudinal Joints in Portland Cement Concrete Pavement	For: Ten Dollars	Contingent 10	5,000
133B	100.00 LF	Sealing of Transverse Joints in Cement Concrete Pavement	For: Ten Dollars	Contingent 10	1,000
133X	1.00 LS	Clean and Fill Joints and Cracks	For: One hundred Twenty thousand 120,000	120,000	120,000
136S	25.00 DAY	Survey Stakeout (Per Day)	For: Eighteen hundred Dollars	1,800	45,000

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PRS

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
137	1,000.00 LF	Remove Existing Traffic Markings	For: Three Dollars	Contingent 3	3,000
138	1,000.00 SY	Asphalt Joint Repair	For: Ten Dollars	10	10,000
141B	225.00 EACH	Silt Protection For Surface Inlet Drainage Structures	For: Two hundred Fifty Dollars	250	56,250
141C	225.00 EACH	Silt Protection For Curb Inlet Drainage Structures	For: Two hundred Fifty Dollars	250	56,250
199 *	1.00 LS	Interim Payments (Force)	For: Two hundred Fifty Thousand	\$250,000.00	56,250
199A *	1.00 LS	Asphalt Price Adjustment (Force)	For: Ten thousand	\$10,000.00	250,000
368	1,000.00 SY	Topsoil and Grass Seed	For: Ten Dollars	10	10,000
372A	5.00 EACH	Tree Removal - A - (<6" Caliper)	For: Three hundred	Contingent 300	1,500
372B	5.00 EACH	Tree Removal - B - (6" - <12" Caliper)	For: Six hundred	Contingent 600	3,000
372C	5.00 EACH	Tree Removal - C - (12" - <24" Caliper)	For: Nine hundred	Contingent 900	4,500
372D	5.00 EACH	Tree Removal - D - (24" - <36" Caliper)	For: Eighteen hundred	Contingent 1,800	9,000
372E	2.00 EACH	Tree Removal - E - (36" - <48" Caliper)	For: Twenty Eight hundred	Contingent 2,800	5,600
373A	5.00 EACH	Stump Removal - A - (4" - <6" Diameter)	For: Two hundred	Contingent 200	1,000
373B	5.00 EACH	Stump Removal - B - (6" - <12" Diameter)	For: Two hundred	Contingent 200	1,000
373C	5.00 EACH	Stump Removal - C - (12" - <24" Diameter)	For: Three hundred	Contingent 300	1,500
373D	5.00 EACH	Stump Removal - D - (24" - <36" Diameter)	For: Five hundred	Contingent 500	2,500

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.
 Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
373E	5.00 EACH	Stump Removal - E - (36" - <48" Diameter)	For: Eight hundred	Contingent 800	4,000
374A	5.00 EACH	Stump Grinding -A- (4" - <6" Diameter)	For: Two hundred	Contingent 200	1,000
374B	5.00 EACH	Stump Grinding -B- (6" - <12" Diameter)	For: Three hundred	Contingent 300	1,500
374C	5.00 EACH	Stump Grinding -C- (12" - <24" Diameter)	For: Three hundred	Contingent 300	1,500
374D	2.00 EACH	Stump Grinding -D- (24" - <36" Diameter)	For: Five hundred	Contingent 500	1,500
419S-075	100.00 LF	Furnish and Install 3/4 inch Diameter Steel Conduit	For: Thirty Dollars	Contingent 30	3,000
420R	5.00 EACH	Regrade a Pullbox Frame and Cover	For: Two hundred fifty	Contingent 250	1,250
422L	21,000.00 LF	Furnish and Install Loop Wire	For: Five Dollars	5	105,000
422LS	7,000.00 LF	Furnish and Install Loop Saw Cut	For: Twenty Dollars	20	140,000
422SHE	5.00 EACH	Adjust Traffic Magnetic Vehicle Detector	For: Eight hundred	Contingent 800	4,000
685.0720 0110	275,000.00 LF	White Epoxy ReflectORIZED Pavement Stripes - 20 mils (Wet Night Visibility Spheres)	For: Fifty Two cents	0.52	143,000
685.0720 0210	285.00 EACH	White Epoxy ReflectORIZED Pavement Letters - 20 mils (Wet Night Visibility Spheres)	For: One hundred Fifty Dollars	150	42,750
685.0720 0310	360.00 EACH	White Epoxy ReflectORIZED Pavement Symbols - 20 mils (Wet Night Visibility Spheres)	For: One hundred Seventy Five Dollars	175	63,000

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PRS

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
685.0720 0410	65,000.00 LF	White Epoxy ReflectORIZED Pavement Stripes (Cross Hatching) - 20 mls (Wet Night Visibility Spheres)	For: One Dollar Fifty Cents	1. 50	97,500
685.0720 0610	275,000.00 LF	Yellow Epoxy ReflectORIZED Pavement Stripes - 20 mls (Wet Night Visibility Spheres)	For: Fifty Two Cents	0. 52	143,000
685.0720 0710	20,000.00 LF	Yellow Epoxy ReflectORIZED Pavement Stripes (Cross Hatching) - 20 mls (Wet Night Visibility Spheres)	For: One Dollar Fifty Cents	1. 50	30,000
744 *	1.00 LS	Force Account Work	For: Two hundred Thousand	\$200,000.00	200,000

Page 55 of 316

Total Bid in Numbers \$ 9,996,380

Total Amount in Words Nine Million Nine Hundred Ninety Six Thousand Three hundred Eighty Dollars

* FORCE BID ITEM

LAURA CURRAN
NASSAU COUNTY EXECUTIVE



KENNETH G. ARNOLD, P.E.
COMMISSIONER

COUNTY OF NASSAU
DEPARTMENT OF PUBLIC WORKS
1194 PROSPECT AVENUE
WESTBURY, NEW YORK 11590-2723

VENDOR PORTAL ACKNOWLEDGMENT

Vendor Name: Metro Paving LLC
Contract Title: Resurfacing Various County Roads
Contract Number: H61587 PR5

Vendors doing business with Nassau County, including those responding to this solicitation, must register with the County's Vendor Portal in order to submit the mandatory vendor disclosure forms required for an award pursuant to this solicitation. Vendors may register at www.nassaucountyny.gov by clicking the "Vendor Portal Registration" button at the bottom of the webpage. Failure to do so may result in a delay of contract award.

The undersigned hereby acknowledges that he/she has registered and has submitted the required disclosures on the Nassau County Vendor Portal.

Dennis P Kellerman
Signature

10/21/19
Date

Dennis P Kellerman
Print Name

If you attempted to register via the Portal but were unable to do so, please explain here:

LAURA CURRAN
NASSAU COUNTY EXECUTIVE

NASSAU COUNTY



Vendor Code of Ethics



Vendor Code of Ethics

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Vendor Code of Ethics

Chapter 1: DEFINITIONS

As used in this Code, the following terms have the following meanings:

Adverse Job-Related Action includes any material alteration to existing terms, conditions, and privileges of employment, such as dismissal, demotion, suspension, compulsory leave, disciplinary action, creation of a hostile work environment, negative performance evaluation, any action resulting in loss of staff, office space or equipment or other benefit, reduction in compensation, failure to appoint, failure to promote, or any transfer or assignment or failure to transfer or assign against the wishes of the affected employee.

Contact means any oral or written communication with any Nassau County Employee, other than the Designated Point(s) of Contact, where it could be reasonably inferred that such contact was intended to influence, or could reasonably be expected to influence, the subject of a County procurement.

Designated Point(s) of Contact means the individual(s) designated by the County to be a Vendor's only contact with Nassau County following the public advertisement of a solicitation or the issuance of a request for a bid, proposal, or quote for small purchase, until the award of a resulting contract and, where applicable, approval by the County Legislature. This timeframe, further defined in the State Procurement Lobbying Law, is also known as the Restricted Period.

Nassau County Employee means any officer, official or employee of Nassau County.

Family Member means (i) a Nassau County Employee's Spouse, Domestic Partner, Child, Sibling or Parent; (ii) a person who is a direct descendant (or the spouse of a direct descendant) of a Sibling of the Nassau County Employee or a Sibling of the Nassau County Employee's Spouse or Domestic Partner; or (iii) a person living in the same household as a Nassau County Employee.

Gift means the transfer, without equivalent consideration, of anything of benefit, tangible or intangible, having more than nominal value, including, but not limited to, cash, loans, forbearance,



Vendor Code of Ethics

with Nassau County within the scope of this Code, including, without limitation, contractors, consultants, suppliers, manufacturers seeking to act as the primary contracting party, officers and employees of the foregoing, as well as any subcontractors, subconsultants and suppliers at all lower tiers.

Chapter 2: LIMITATIONS AND REPORTING OF CONTACTS WITH NASSAU COUNTY

Section 2.01 Designated Point(s) of Contact

Each procurement solicitation issued by Nassau County will identify the Designated Point(s) of Contact for that solicitation as required by the State Procurement Lobbying Law. Once the Designated Point(s) of Contact is/are established, the Vendor and any person or entity acting on the Vendor's behalf, including without limitation, those providing compensated or uncompensated lobbying, advocacy, consulting or other services should ensure that its contacts with Nassau County are in compliance with the requirements of the State Procurement Lobbying Law.

Chapter 3: GIFTS OR CONTINGENT FEES

Section 3.01 Zero Tolerance

No Vendor may offer or give any Gift, directly or indirectly, to a Nassau County Employee. Similarly, no Vendor may offer or give any Gift, directly or indirectly, to any Family Member of a Nassau County employee where such Gift is made because of the Vendor's relationship with the Nassau County Employee. Additionally, no Vendor may accept a gift from a Nassau County Employee.

This Zero-Tolerance Policy applies regardless of actual intentions. In other words, even if a Gift does not, or is not intended to, influence an action or decision by a Nassau County Employee, it is prohibited by this Code.

Section 3.02 Personal Relationships

Notwithstanding the foregoing, if a Vendor has a pre-existing family or personal relationship with the Employee, a Gift that is wholly unconnected with the Employee's duties on behalf of Nassau County is



Vendor Code of Ethics

procurement should be directed to the Designated Point of Contact for the procurement.

Section 4.02 Restrictions Post Award

Vendors are prohibited from offering or discussing an employment opportunity with a Nassau County Employee or his or her Family Members before whom the Vendor has or expects to have a pending specific matter including, but not limited to, negotiations, performance evaluation, task order selection, approval of a voucher or invoice, or approval of or agreement to a contract amendment, change order, or deviation or waiver until:

- (i) 30 days from the time the matter before the Employee is closed, or
- (ii) 30 days from the time the Employee has no further involvement with the matter because of recusal or reassignment.

Chapter 5: CONFLICT OF INTEREST

Section 5.01 Financial Interest

Neither the Vendor, nor any director, officer, principal, owner, or partner thereof, as the case may be, may have a 10% or greater interest, nor shall the Vendor, nor any director, officer, principal, owner, or partner thereof, acquire a 10% or greater interest, either directly or indirectly, in any company or firm that would conflict in any manner or degree with the performance of the Nassau County contract.

The Vendor will not permit an employee having a 10% or greater interest, either directly or indirectly, in any company or firm that would conflict in any manner or degree with the performance of the Nassau County contract to be employed in the performance of the Nassau County contract.

Section 5.02 Personal Business Dealings

Neither the Vendor, nor any director, officer, principal, owner, or partner thereof, may have a non-County business dealing with a



Vendor Code of Ethics



Section 5.05 Prohibition Regarding Bidding by Participants in Procurement Development

No Vendor who participates in the development of a scope of work, solicitation documents, assessment criteria, contractual instruments or technical specifications may participate as a bidder, sub-bidder, proposer or sub-proposer on that particular procurement or perform any work on that particular procurement or any other procurement that would constitute an organizational conflict of interest or would give that Vendor an unfair advantage over other bidders or proposers on that procurement. This prohibition may be waived in writing by the County Chief Procurement Officer upon a showing of good cause.

Chapter 6: FORMER NASSAU COUNTY EMPLOYEES

Section 6.01 Appearance Before Former Agency-Two Year Bar

Except as provided for in Section 2218(8) of the Nassau County Code of Ethics, the Vendor will not permit a former Nassau County Employee to appear or practice before any Nassau County agency, either prior to award or in the performance of a Nassau County contract, for a period of two years after termination of the Nassau County Employee's services with the County.

Section 6.02 Appearance Before Former Agency-Life Time Bar

Except as provided for in Section 2218(8) of the Nassau County Code of Ethics, the Vendor will not permit a former Nassau County Employee to appear, practice, communicate or otherwise render services before the agency that employed the officer or employee or any other agency of Nassau County, either prior to award or in the performance of an agency's contract in relation to any case, proceeding, application or transaction with respect to which such former officer or employee was directly concerned and in which he or she personally participated, or which was under his or her active consideration during the period of his or her employment. This provision is a lifetime bar on projects that the former Nassau County Employee previously worked on while employed by the County.



Vendor Code of Ethics

The Vendor's responsibility for distributing copies of the Nassau County Vendor Code of Ethics and obtaining such signed Participating Employee Acknowledgements is ongoing until completion of performance of the contract and shall be retained for the same period as the Vendor is required to retain other contract documents in accordance with their contract with the County.

Receipt and retention of Participating Employee Acknowledgments by the Vendor shall be subject to audit by Nassau County.

Section 8.02 Vendor Certifications

The vendor by signing the final contract thereby certifies and attests to the following:

- (a) The Vendor has been provided with a copy of the Nassau County Vendor Code of Ethics and will comply with all of the provisions of the Code;
- (b) All of its Participating Employees during the course of procurement or contract have been provided with a copy of the Nassau County Vendor Code of Ethics prior to any of those employees' participation in the procurement;
- (c) All Participating Employees have completed the acknowledgement required by Section 8.01 of this Code;
- (d) The Vendor will retain all of the signed Participating Employee Acknowledgements for the same period as the Vendor is required to retain other contract documents in accordance with their contract with the County;
- (e) The Vendor will continue to distribute the Nassau County Vendor Code of Ethics, obtain signed Participating Employee Acknowledgements as new Participating Employees are added or changed during the contract period, and retain all of the signed acknowledgements for the same period as the Vendor is required to retain other contract documents in accordance with their contract with the County.



Vendor Code of Ethics

Chapter 9: PENALTIES

Section 9.01 Responsibility Determination

For violation of any provision of the Nassau County Vendor Code of Ethics, Nassau County may avail itself of every remedy in law or equity, or as agreed to by parties in any contract, including but not limited to declaring the Vendor non-responsible or in material breach of the contract.

Section 9.02 Civil/Criminal Penalties

Additionally, violation of the Nassau County Vendor Code of Ethics or a provision thereof may subject the Vendor to criminal or civil penalties under State or Federal law.

Chapter 10: REPORTING OBLIGATION

Section 10.01 Reporting Gift Requests

Notwithstanding the provisions of Chapter 4 above, the Vendor is obligated to immediately report to Nassau County's Inspector General and the County Chief Procurement Officer, any and all requests made to the Vendor by any Nassau County Employee for a Gift.

Section 10.02 Reporting Material Changes

The Vendor is under a continuing obligation to report any change in circumstances that materially affects any prior report to Nassau County to Department of Chief Contracting Officer, including but not limited to disclosure of conflicts of interest and representations made in the Contractor Responsibility Form.

Section 10.03 Reporting Violations and Overpayments

The Vendor is obligated to timely report in writing to Nassau County's Inspector General, in connection with the award, performance or closeout of the Nassau County contract or subcontract, any credible evidence of significant overpayments on the contract or that a principal, employee, agent or subcontractor has committed a



Vendor Code of Ethics

CERTIFICATION REGARDING DISTRIBUTION OF NASSAU COUNTY VENDOR CODE OF ETHICS

Bid/Proposal No.:

H61587- PR5

Project Description:

Resurfacing Various County Roads

The prospective lower tier participant Metro Paving Inc (subcontractor, subconsultant, or supplier name) hereby certifies, by submission of this bid or proposal to Metro Paving [prime contractor] in connection with the Nassau County bid or proposal number referenced above, to the best of its knowledge and belief, that all officers and personnel who have communicated or may communicate with Nassau County employees during the course of the procurement and through the completion of performance of the contract have been provided with a copy of the Nassau County Vendor Code of Ethics prior to each of these employees' participating in the procurement.

Executed this

22

day of

Tuesday

, 2019.

By

RK

Signature of Authorized Official

Ryan Kellerman

Name and Title of Authorized Official

CONTRACTOR CERTIFICATION STATEMENT REGARDING

STORM WATER POLLUTION AT THE WORK SITE

I certify under penalty of the law that I understand and agree to comply with the terms and conditions of the pollution prevention plan for the construction site identified in such plans as a condition of authorization to discharge storm water. I also understand the operator (Nassau County) must comply with the terms and conditions of the New York State Pollution Discharge Elimination System ("SPDES") general permit for storm water discharges from construction activities and that it is unlawful for any person to cause or contribute to a violation of water quality standards. Finally, I understand my contractual obligations in the matter as outlined in the contract documents.

CONTRACTOR'S NAME: Metro Paving LLC

TELEPHONE NUMBER: 631 756-8038

WORK SITE OR FACILITY NAME: _____

WORK SITE OR FACILITY ADDRESS OR
OTHER IDENTIFYING DESCRIPTION: _____

500 Patton Ave
W. Babylon, NY 11704

Dennis Kellerman
Signature

10/21/19
Date

Dennis P Kellerman
Print Name and Title of Signer



NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS

WICKS EXEMPT LIST OF SUBCONTRACTORS

CONTRACT NO.

NOTE: This form is required for "Single-Contract" projects exempt from the Wicks law. Failure to submit this form correctly may render the bidder non responsive.

Contractor's Name and Address		Project Description (Project Title, Facility Name and Address):		Bid Date:	Total Contract Amt:
Federal ID No.:					
Indicate ANY work to be self-performed by the contractor in the following categories (check all that apply):					
<input type="checkbox"/> Plumbing and Gas Fitting					
<input type="checkbox"/> Steam Heating, Hot Water Heating, Ventilating and AC Apparatus					
<input type="checkbox"/> Electric Wiring and Standard Illuminating Fixtures					
If ALL contract work is to be self-performed, i.e. no subcontractors will be used, please check this box <input type="checkbox"/> skip to bottom of form, and sign it as required.					
Check (✓) only one.					
Subcontractor's Name, Address and Federal ID No.	Plumbing and Gas Fitting	Steam Heating, Hot Water Heating, Ventilating and AC Apparatus	Electric Wiring and Standard Illuminating Fixtures	General Description of Work	Subcontractor's Contract Amt.
Federal ID No.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
Federal ID No.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
Federal ID No.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
This form must be filled out completely and legibly, signed by a company authorized representative and included in a separate, sealed envelope within the bid envelope. Use and additional pages if needed.					
Failure to complete this form accurately and in its entirety, may result in a non responsive bid determination.					
Company Authorized Signature:				Title:	Date:

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER

**Certification Regarding
Debarment, Suspension, Ineligibility and Voluntary Exclusion
Lower Tier Covered Transactions
(Sub-Recipient)**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 28 CFR Part 67, Section 67.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 *Federal Register* (pages 19160-19211).

(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Dennis P Kellerman

Name and Title of Authorized Representative

10/22/19
m/d/yy

Dennis P Keller

Signature

10/22/19
Date

Metro Paving LLC

Name of Organization

500 Patton Ave W. Babylon, NY 11704

Address of Organization

MacBride Fair Employment Principles

NONDISCRIMINATION IN EMPLOYMENT IN NORTHERN IRELAND:

MACBRIDE FAIR EMPLOYMENT PRINCIPLES

In accordance with Chapter 807 of the Laws of 1992 the bidder, by submission of this bid, certifies that it or any individual or legal entity in which the bidder holds a 10% or greater ownership interest, or any individual or legal entity that holds a 10% or greater ownership interest in the bidder, either: (answer yes or no to one or both of the following, as applicable),

(1) have business operations in Northern Ireland,

Yes ___ No X

if yes:

(2) shall take lawful steps in good faith to conduct any business operations they have in Northern Ireland in accordance with the MacBride Fair Employment Principles relating to nondiscrimination in employment and freedom of workplace opportunity regarding such operations in Northern Ireland, and shall permit independent monitoring of their compliance with such Principles.

Yes ___ No ___

Dennis Kelle
(Contractor's Signature)

Metro Paving LLC
(Name of Business)

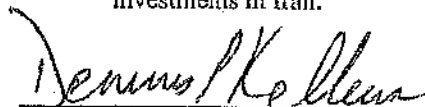
IRAN DIVESTMENT ACT – CERTIFICATION

Pursuant to New York State Finance Law § 165-a, Iran Divestment Act of 2012, the Office of General Services is required to post on its web site <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf> a list of persons who have been determined to engage in investment activities in Iran ("the List"), as defined in that Act. Under Public Authorities Law § 2879-c, Iranian Energy Sector Divestment, the Authority, may not enter into or award a Contract unless it obtains a certification from a Bidder, who shall check the box and make the certification in Subparagraph a, below, that they are not on the List. If that certification cannot be made, the Authority may consider entering into a Contract, on a case by case basis if the Bidder checks the box and makes the certification in Subparagraph b, below, that their Iran investment is ceasing.

For purposes of this provision, a person engages in investment activities in Iran if: (A) the person provides goods or services of twenty million dollars or more in the energy sector of Iran, including a person that provides oil or liquefied natural gas tankers, or products used to construct or maintain pipelines used to transport oil or liquefied natural gas, for the energy sector of Iran; or (B) the person is a financial institution that extends twenty million dollars or more in credit to another person, for forty-five days or more, if that person will use the credit to provide goods or services in the energy sector in Iran.

The Certification is as follows:

- ☒ a. **Certification that the Bidder is not on the List:** Each person, where person means natural person, corporation, company, limited liability company, business association, partnership society, trust, or any other nongovernmental entity, organization, or group, and each person signing on behalf of any other party, certifies, and in the case of a joint bid or proposal or partnership each party thereto certifies as to its own organization, under penalty of perjury, that to the best of its knowledge and belief that each person is not on the list created pursuant to paragraph (b) of subdivision 3 of section 165-a of the State Finance Law, or,
- ☐ b. **Certification that the Bidder's investment in Iran is ceasing:** The person cannot make the certification in Subparagraph a, above, but asks the Authority to consider them for award of the Contract by certifying, under penalty of perjury, that the person's investment activities in Iran were made before April 12, 2012; the person's investment activities in Iran have not been expanded or renewed after April 12, 2012; and the person has adopted, publicized and is implementing a formal plan to cease its investment activities in Iran and to refrain from engaging in any new investments in Iran.


Signature/Date

Dennis P Kellerman, President
Print Name and Position

PROPOSAL: For all work in accordance with the drawings and specifications:

Metro Paving LLC

(Individual, Firm or Corporation, as case may be)

Individual's Social Security Number _____

Firm or Corporation's Federal ID Number 46-5339257

Firm or Corporation's Municipal License ID Number _____

Municipal Licensing Agency _____

By: Dennis P Kellerman Date: 10/21/19
(Print) Dennis P Kellerman Title: President

WHERE BIDDER IS A CORPORATION, ADD:

ATTEST: R. C. A.

Secretary

(CORPORATE)
(SEAL)

QUALIFICATION STATEMENT

Note: All blanks in the form are to be filled in. Where blanks are not applicable to your firm, so indicate in each instance.

1. How many years has your firm been in the business under your present business name? 60
2. How many years experience in the construction work of a similar type as this contract has your firm had;

a. as a Prime Contractor _____

b. as a Subcontractor _____

3. List below the construction projects your firm has under way as of this date:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
--------------------	------------------	----------------------	---

See attach

(use additional blank sheets if additional space is necessary)

4. List the projects which your firm as a firm has performed in the past few years which you feel will qualify you for this work:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
--------------------	------------------	----------------------	---

See attach

(use additional blank sheets if additional space is necessary)

5. Have you:

a. ever failed to complete any work awarded to You? NO
If so; identify the project, the owner, the contract amount, the circumstances and date of all such failures to complete.

b. ever been defaulted on a contract? NO
If so; identify the project, the owner, the contract amount, the circumstances and the date of all default actions



October 3, 2019

References

- 1) Town of Oyster Bay
Dan Hass – 516-677-5935
Concrete and Asphalt Paving \$6,500,000.00

- 2) SUNY Farmingdale
Erica Murray – 631-794-6967
Concrete and Asphalt Paving \$1,179,934.00

- 3) Gibson & Cushman – Maple Ave Dock
Contact: Keith Haney – cell (631) 831-3114
Fine Grade & Pave Approx. 1400 Tons Using Super Pave Mixes

May 15, 2014 \$140,000.00

- 4) Village of Laurel Hollow – Springwood Path
Contact: Karen Navin, Village Clerk -516-692-8826
Fine Grade and Pave
August 2014 \$224,188.00

- 5) Ruttura & Sons – Roosevelt Field Mall
Contact: Rick Pearsall office (631) 454-0291
Fine Grade & Paving – May 20, 2014 \$2,005,258.00
FED-Ex Brooklyn \$1,000,000.00
Kings Park HS \$550,000.00
TWA – JFK Airport \$315,000.00



6) Custom Commercial Construction – Bay Shore, NY 11706

Contact: John Reportella or Vinnie, (631) 665-3232

TD Bank – Maspeth - \$200,000.00

TD Bank – Flatbush - \$15,000.00

TD Bank – Queens - \$155,000.00

TD Bank – Jericho - \$110,000.00

7) Village of Old Westbury

Engineers: LIRO Group Mike Capobianco (516) 746-2350

Fine Grade and Pave \$1,150,000.00

8) VRD Contracting Inc. – SBU Indoor Arena Addition

Contact: Mark or Joe Vivementti- 631-936-7000

Fine Grade and Pave \$90,000.00

Great Neck Library \$182,000.00

NYS Police- Merrick \$385,000.00

Nassau Police 8th Precinct \$290,000.00

9) John Grillo Architects – Port Jefferson, NY 11777

631-476-2161

Ward Melville H.S. – Running Track \$188,000.00

Gelinas J.H.S. - \$35,000.00

10) Watrei Brothers – Bay Shore, NY 11706

Tom Watrei -631-586-8300

Dear Park E.S. - \$88,034.00

Mineola Winston and Churchill - \$46,000.00

Adelphi Parking Garage \$200,000.00

Plainview Old Bethpage Tennis \$230,000.00

Courts



- 11) Triton Construction – Garden City, NY 11740
Bill Meli – 516-317-2478
508 West 24th Street NY - \$23,100.00

- 12) Village of East Hills- 2017 Road Improvements
John Salerno- (516) 621-5600 - \$1,200,000.00

- 13) Irwin Contracting – Hauppauge, NY 11788
Dave Lingen – 631-434-8400
Floyd B. Watson School – Rockville Center - \$22,000.00

- 14) Stalco Contracting
Keven Harney 631-254-6767
Riverhead Charter School - \$200,000.00
Commack Library - \$145,000.00

- 15) Land Tek Group
Steve Kizmiskus 631-691-2891
Carle Place H.S. \$32,000.00
South Side H.S. - Running Track \$265,306.00
Islip H.S. -Track \$181,000.00
Sleepy Hollow- Running Track \$210,000.00
Kennedy Catholic- Running Track \$130,000.00
Mineola HS-Track \$150,000.00
Bayport/Bluepoint- Track \$280,000.00
Sayville HS- Tennis Courts \$130,000.00
Valley Stream HS Track \$535,000.00

- 16) Village of New Hyde Park – Memorial Park Tennis & Basketball Court Resurfacing
D&B Ed Kozik \$239,934.50
Tom Gannon Superintendent of Public Works
Office (516) 354-0022
1420 Jericho TPK
New Hyde Park, NY 11040



- 17) USTA – Grand Stand– Main Court and (10) Championship Courts
Ruttura & Sons Construction Co. Inc. \$1,608,727.00
200 Cabot Street
West Babylon, NY 11704
- 18) Arthur Ashe Stadium \$105,000.00
- 19) Town of Hempstead – 2015 TOH Road Improvement work Part, Wantagh PW#16-15
Jeff Tierney- Deputy Commissioner Engineering – 516-489-5000
\$1,264,890.00
2016 Road Improvements – Elmont PW#16-17 \$1,130,017.00
- 20) Town of Hempstead -2016 TOH Road Improvement Duckpont Drive North Oxford Road
Forest Lake Blvd, Wantagh, NY PE36-16
Jeff Tierney- Deputy Commissioner Engineering – 516-489-5000
\$895,000.00
- 21) Irwin Contracting - Carey HS & New Hype Park HS – Parking Lots
Dave Lingen – 631-434-8400 \$380,000.00
- 22) West Babylon JHS- Drainage, Mix in Place
School Construction Consultants - 516-567-0200
\$800,000.00



23) T. Moriarty & Sons, Inc. – LGA East End Substation- \$420,000.00
Peter Habib – Project Manager - 718-858-4800

24) Phillip Ross Industries –
Grumman- Bethpage
Phil Carlucci – (631) 253-3077 \$130,000.00

c. ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; identify the project, the owner, the contract amount, the circumstances and the date of all such declarations

d. ever been barred from bidding municipal or public contracts? NO
If so; identify the municipality or public agency, the circumstances, date and term of disbarment for all debarments.

(use additional blank sheets if additional space is necessary)

6. Has any officer, partner or principal of your firm ever been on officer, partner or principal of some other firm:

a. that failed to complete a construction contract? NO
If so, state name of individual and identify the name of firm, the project, the owner, the contract amount, the circumstances and the date of all such failures to complete for all principals of the firm.

b. that has ever been defaulted on a contract? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all default actions for all principals of the firm.

c. that has ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all such declarations for all principals of the firm.

d. that has ever been barred from bidding municipal or public contracts? NO

If so; state the name of the individual and identify the name of the firm, the municipality or public agency, the circumstances, date and term of debarment for all debarments for all principals of the firm.

(use additional blank sheets if additional space is necessary)

7. Has any officer or partner of your firm ever failed to complete a construction contract handled in his name? NO
If so, state name of individual, name of owner and reason therefor:

8. Disclose any and all violations of the Prevailing Wage and Supplemental Payment Requirements of the Labor Law of New York State.

NONE

9. Disclose any and all other Labor Law Violations, including, but not limited to, child labor violations, failure to pay wages, or unemployment insurance tax delinquencies within the past five years.

NONE

10. In what other lines of business are you financially interested?

NONE

11. What is the construction experience of the principal individuals of your firm?

Individual's Name	Present Position or Office	Years of Construction Experience	Magnitude and type of work	In what Capacity
Dennis Kellerman	President.	30	DOT, County, Town, private	

(use additional blank sheets if additional space is necessary)

12. List below the equipment that you own that is available for the proposed work, giving present location where it may be inspected:

Item	Description, Size Capacity, Year, etc.	Years of Service	Present Location
	See attach		

(use additional blank sheets if additional space is necessary)

NOTE: Should the equipment be moved from the above mentioned location, the submitted hereby agrees upon request of the County to state the new location where same may be found.

13. If any of the above equipment is covered by chattel mortgage, conditional bill of sale, lien, or like encumbrance, state the complete details as to nature and amount of encumbrance, the name and address of the holder, etc.

(use additional blank sheets if additional space is necessary)

Metro Paving Equipment

YEAR	MODEL/DESCRIPTION	VIN #/SERIAL #	PLATE #	BODY	COLOR	EXPIRES	
1998	PETERBLIT DUMP TRUCK	1NPAXUTXXWN445169	4A866MG	DUMP	WHITE	6/30/2020	METRO PAVING
2004	FORD F550	1FDAX56P24ED08943	4A852AMN	DUMP	WHITE	9/30/2021	METRO PAVING
2005	FORD F-450	1FDXW47Y36ED19156	16573-MN	DUMP	GRAY	3/31/2021	METRO PAVING
2012	MACK DUMP TRUCK	1M2AX09C5CM014076	55893ME	DUMP	WHITE	5/31/2020	OUR RENTAL CORP
2014	ISUU CREW CAB	JALE51181E7902668	43459MG	VAN	WHITE	3/31/2021	METRO PAVING
2013	JO 210K LANDSCAPE LOADER	1T8210KXHD8B81453	17447SM	P/SH	YELLOW	12/31/2019	METRO PAVING
2014	INTERSTATE 12RBS TRAILER	1JKRBS128M013420	BG18607	TRLR	BLACK	12/31/2019	METRO PAVING
2014	50 TON TAG TRAILER LOADSTAR	2M9TA3633E0664899	2078999	TRLR	BLACK	2/29/2020	METRO PAVING
2014	50 TON TAG TRAILER LOADSTAR	2M9TA4130E0664906	2079000	TRLR	BLACK	2/29/2020	METRO PAVING
2015	PETERBLIT DUMP TRUCK	1NPCXPE2FD256593	72065ME	DUMP	WHITE	10/31/2019	OUR RENTAL CORP
2016	JOHN DEERE 2101 LOADER	1T8210LXCGF893162			YELLOW		METRO PAVING
2016	LOADSTAR TRAILER 34 TON TAG	2M9TA413XG0664981	214870B	TRLR	GRAY	2/28/2021	METRO PAVING
2017	PELLING FT-16 TRAILER	5FTCE2220H2002831	BL84776	TRLR	GRAY	12/31/2019	METRO PAVING
2011	HINO 6 WHEELER	5PVNV8UG8B4550258	32676ML	DUMP	WHITE	2/28/2020	METRO PAVING
2018	FORD F-450	1FTEW2EG4JFD40475	GYX9058	PICKUP	GRAY	5/31/2021	METRO PAVING
2015	ME/BE SEDAN	WD4PE7DC5F598323	GXL9860	SEDN	WHITE	3/31/2021	ENTERPRIZE FLEET
2016	FORD F-350	1FDUF5HT1GEB80304	32704-ML	PICKUP	WHITE	2/28/2020	METRO PAVING
2017	ME/BEGL450	4LGED6EB9HA066751	HNP8768	SUBN	BLACK	2/28/2021	METRO PAVING
2017	RAM	3C6TR5HT8HG706307	HU17948	SUBN	WHITE	9/30/2021	METRO PAVING
2020	JEEP	1C4RUF41C162457	HUU3355	SUBAN	WHITE	8/31/2021	METRO PAVING
2019	INTERNATIONAL 4300LP	1H1TMNMML6KH796923	43374ML	BOX TRK	GRAY	7/31/2020	METRO PAVING
2016	MACK DUMP TRUCK	1M2AX09C0G6M027629	63888MM	DUMP	WHITE	1/31/2020	METRO PAVING
2019	TACK TRAILER	1W9WTS229KCS48151		TRLR	YELLOW		METRO PAVING
2019	CHEV	1GCRVAEH1K2276299	JKA6496	PICKUP	WHITE	7/31/2021	METRO PAVING

SPECIAL COMMERCIAL PLATES

SPECIAL COMMERCIAL PLATES

DON'T REQUIRE PLATES

2000	CATERPILLAR 1055R PAYER	ABB00908					
2005	SKID STEER GEHL 7810	903834					
2015	CATERPILLAR SKIDSTEER	CATD272DQCTL003570					MILLING ATTACHMENT CAT 2'
2011	VOLVO ROLLER DD-90	S/N 275857					
2013	BOMAG ROLLER BM-120	861880231100					
2013	WACKER VIBRATORY ROLLER RD-12						
2014	LWW80 DISTURITOR LEEBOY	250T111880					250 GAL TACK DISTRIBUTOR
	TAMPER CP-MV100	BGF082838					
	HOT BOX SR8000	4/TON					
1989	HYSTER 350-C ROLLER	109D08906505					
2017	LEEBOY PAYER 8520	8520162316					
2016	BOMAG 120 ROLLER	861880291530					
2017	JOHN DEER 60G EXCAVATOR	408058					
2011	CAT AP-1055D ASPHALT PAYER	CATAP105JFAC00952					
2018	CARLSON PAYER CP-150	107D880					
2018	VOLVO ROLLER DD-1050SC	560038					

2003 . CAT PP 1655B

14. In what manner have you inspected this proposed work?
Explain in detail.

(use additional blank sheets if additional space is necessary)

15. Explain your plan and lay-out for performing the proposed work.

16. If a contract is awarded or a permit is issued, to your firm, who will have the personal supervision of the work? Attach resume.

17. Insurance carried by your firm:

Type	Company	Limits of Coverage	Term
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18. The undersigned hereby declares: That the foregoing information contained in this bid is a true statement, including, but not limited to, the financial condition of the individual firm herein first named as of the date herein given; the undersigned has read that portion of the Instructions to the Bidders entitled **"Qualifications and Responsibility of Bidders"** and that the bidder acknowledges its affirmative obligation to transmit with this statement any matters relevant and material to those contractor qualifications and responsibility standards; that this statement is for the express purpose of inducing the party to whom it is submitted to award the submitted a contract or issuance of a permit; that any depository, vendor or other agency herein named is authorized to supply such party with any information necessary to verify this statement; and that it understands and agrees that any material misrepresentation or omission of material fact may be deemed grounds for disqualification of the bidder as "not responsible," and may also subject the bidder to future debarment, penalties, and sanctions, to the extent permitted by law.

NOTE: The bids shall be sworn to by the person signing them, in one of the following forms:

(Form of affidavit where Bidder is a corporation)

STATE OF NEW YORK)

) ss.:

COUNTY OF NASSAU)

Dennis P Keellerman Being duly sworn, deposes and says:
That he resides at ~~XXXXXXXXXXXX~~ Street,
in the City of ~~XXXXXXXXXXXX~~ that he is the President of
Metro Paving LLC
the corporation described in and which executed the foregoing
instrument; that he knows the seal of said corporation; that the seal
affixed to the said instrument is such corporate seal and was affixed
by order of the Board of Directors of said corporation; that he signed
his name thereto by like order; and that he has knowledge of the
several matters therein stated and they are in all respects true.

Subscribed and sworn to before me
this 21 day of Oct, 2019.

HAYDEE BURGOS, 2019.
Notary Public, State of New York

No. 018U6152263

Qualified in Suffolk County

Commission Expires Sept. 5, 2022

Haydee Burgos
Notary

(Form of Affidavit where Bidder is a firm)

STATE OF NEW YORK)

) ss.:

COUNTY OF NASSAU)

_____. Being duly sworn, deposes and says:
That he is a member of _____
the firm described in and which executed the foregoing bid; that he
duly subscribed the name of the firm hereunto on behalf of the firm;
and that the several matters therein stated are in all respects true.
Subscribed and sworn to before me
this _____ day of _____, 20 ____.

Notary

(Form of Affidavit where Bidder is an individual)

STATE OF NEW YORK)

) ss.:

COUNTY OF NASSAU)

_____. Being duly sworn, deposes and says:
That he is the person described in and who executed the foregoing bid
and that the several matters therein stated are in all respects true.
Subscribed and sworn to before me
this _____ day of _____, 20 ____.

Notary

Department of Public Works Nassau County, N.Y.
 Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
1M	1.00 LS	Mobilization	For: Three Hundred Thousand	300,000	300,000
2	150.00 CY	Unclassified Excavation	For: Sixty Dollars	Contingent 60	9,000
4A	125.00 SY	Cement Concrete Breaking (Pavement)	For: Ten Dollars	Contingent 10	1,250
4B	20.00 CY	Cement Concrete Breaking (Structures)	For: Five Dollars	Contingent 5	100
5C	100.00 CY	Selected Fill	For: Twenty Dollars	Contingent 20	2,000
7	100.00 SY	Preparing Fine Grade	For: Five Dollars	Contingent 5	500
12H	9,000.00 LF	Cleaning Existing Drainage System	For: Five Dollars	5	45,000
12HX	270.00 EACH	Clean Existing Drainage System Catch Basin	For: Three Hundred Dollars	300	81,000
15X	10.00 EACH	Rehabilitation of Catch Basins	For: Five Thousand Dollars	5,000	50,000
16X	25.00 EACH	Altering Brick Manholes	For: Five Hundred Dollars	500	12,500
17A	10.00 CY	Class A Concrete for Structures	For: Five Hundred Dollars	Contingent 500	5,000
24	20.00 CY	Cement Concrete Pavement	For: Four Hundred Dollars	Contingent 400	8,000
24V	12.00 CY	Concrete Valley Gutter	For: Five Hundred Dollars	Contingent 500	6,000
26	3,500.00 LF	Concrete Curb	For: Thirty Three Dollars	33	115,500
26CG	50.00 LF	Monolithic Concrete Curb and Gutter	For: Thirty Eight Dollars	Contingent 38	1,900

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PRS

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
27	8,000.00 SF	Cement Concrete Sidewalk	For: Twelve Dollars	12	96,000
27DW	1,000.00 SF	Detectable Warning Surface	For: Forty Dollars	40	40,000
28	350.00 SF	Cement Concrete Driveways and Driveway Aprons	For: Sixteen Dollars	16	5,600
29	200.00 SF	Driveway Restoration	For: Ten Dollars	10	2,000
30	50.00 SY	Metal Reinforcement for Concrete Pavement	For: Ten Dollars	Contingent 10	500
31	500.00 LF	Transverse Joint Supports	For: Five Dollars	Contingent 5	2,500
32A	200.00 EACH	Longitudinal Joint Ties (Pavement)	For: Five Dollars	Contingent 5	1,000
32X	200.00 EACH	Joint Ties (Grout Type)	For: Five Dollars	Contingent 5	1,000
32X-1	200.00 EACH	Load Transfer Device for Cement Concrete Pavement Repairs	For: Fifteen Dollars	Contingent 15	3,000
33	1,000.00 LB	Bar Reinforcement for Structures	For: Two Dollars	Contingent 2	2,000
34	24,000.00 LB	Miscellaneous Metals	For: Two Dollars fifty cents	2.50	60,000
36CX	220.00 TON	Asphalt Concrete Truing and Leveling Course TYPE 1A (For Cracks in Asphalt Pavement)	For: One Hundred Four Dollars	104	22,880
36DRAR	41,750.00 TON	Rut Avoidance Asphalt Concrete Type 1A (Top RA Resurfacing)	For: One Hundred Four Dollars	104	4,342,000
58A	100.00 LF	Saw Cutting Existing Non-Roadway Asphalt	For: Three Dollars	Contingent 3	300
58RPC	500.00 LF	Saw Cutting Existing Roadway Pavement and Concrete	For: Four Dollars	Contingent 4	2,000

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.
 Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
102	1.00 LS	Work Zone Traffic Control	For: Four Hundred Four Thousand Fifty Dollars	404,000	404,000
102D	400.00 DAY	Flashing Arrow Board	For: Fifty Dollars	50	20,000
102PVMS	500.00 DAY	Portable Variable Message Sign	For: One hundred Fifty Dollars	150	75,000
111	5,000.00 SY	Removal and Replacement of Pavements	For: One hundred Thirty Dollars	130	650,000
112	50.00 EACH	Adjusting Manholes	For: Three hundred Fifty Dollars	350	17,500
114	320.00 EACH	Adjustment of Water Valve Box Elevation	For: Fifty Dollars	50	16,000
115	2,500.00 LF	Butt Joints	For: Ten Dollars	10	25,000
116A	465,000.00 SY	Profiling and Removal of Asphalt Pavement	For: Four Dollars Twenty Cents	4.25	1,976,250
116C	100.00 SY	Profiling and Removal of Concrete Pavement	For: Ten Dollars	Contingent 10	1,000
129	10.00 CY	Cement Concrete For Pavement Repairs	For: Nine hundred Dollars	Contingent 900	9,000
132	100.00 EACH	Flowable Raised ReflectORIZED Pavement Markers	For: Sixty Five Dollars	65	6,500
133A	500.00 LF	Cleaning and Resealing of longitudinal Joints in Portland Cement Concrete Pavement	For: Ten Dollars	Contingent 10	5,000
133B	100.00 LF	Sealing of Transverse Joints in Cement Concrete Pavement	For: Ten Dollars	Contingent 10	1,000
133X	1.00 LS	Clean and Fill Joints and Cracks	For: One hundred Twenty Thousand	120,000	120,000
136S	25.00 DAY	Survey Stakeout (Per Day)	For: Eighteen hundred Dollars	1,800	45,000

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.
 Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
137	1,000.00 LF	Remove Existing Traffic Markings	For: Three Dollars	Contingent 3	3,000
138	1,000.00 SY	Asphalt Joint Repair	For: Ten Dollars	10	10,000
141B	225.00 EACH	Silt Protection for Surface Inlet Drainage Structures	For: Two hundred Fifty Dollars	250	56,250
141C	225.00 EACH	Silt Protection for Curb Inlet Drainage Structures	For: Two hundred Fifty Dollars	250	56,250
199 *	1.00 LS	Interim Payments (Force)	For: Two hundred Fifty Thousand	\$250,000.00	56,250
199A *	1.00 LS	Asphalt Price Adjustment (Force)	For: Ten thousand	\$10,000.00	250,000
368	1,000.00 SY	Topsoil and Grass Seed	For: Ten Dollars	10	10,000
372A	5.00 EACH	Tree Removal - A - (<6" Caliper)	For: Three hundred	Contingent 300	1,500
372B	5.00 EACH	Tree Removal - B - (6" - <12" Caliper)	For: Six hundred	Contingent 600	3,000
372C	5.00 EACH	Tree Removal - C - (12" - <24" Caliper)	For: Nine hundred	Contingent 900	4,500
372D	5.00 EACH	Tree Removal - D - (24" - <36" Caliper)	For: Eighteen hundred	Contingent 1,800	9,000
372E	2.00 EACH	Tree Removal - E - (36" - <48" Caliper)	For: Twenty Eight hundred	Contingent 2,800	5,600
373A	5.00 EACH	Stump Removal - A - (4" - <6" Diameter)	For: Two hundred	Contingent 200	1,000
373B	5.00 EACH	Stump Removal - B - (6" - <12" Diameter)	For: Two hundred	Contingent 200	1,000
373C	5.00 EACH	Stump Removal - C - (12" - <24" Diameter)	For: Three hundred	Contingent 300	1,500
373D	5.00 EACH	Stump Removal - D - (24" - <36" Diameter)	For: Five hundred	Contingent 500	2,500

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.

Bid Sheet for Contract: H61587PR5

Item No	Engineers Estimate	Item Description	Unit Price written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
373E	5.00 EACH	Stump Removal - B - (36" - <48" Diameter)	For: Eight hundred	Contingent 800	4,000
374A	5.00 EACH	Stump Grinding - A - (4" - <6" Diameter)	For: Two hundred	Contingent 200	1,000
374B	5.00 EACH	Stump Grinding - B - (6" - <12" Diameter)	For: Three hundred	Contingent 300	1,500
374C	5.00 EACH	Stump Grinding - C - (12" - <24" Diameter)	For: Three hundred	Contingent 300	1,500
374D	2.00 EACH	Stump Grinding - D - (24" - <36" Diameter)	For: Five hundred	Contingent 500	1,500
419S-075	100.00 LF	Furnish and Install 3/4 inch Diameter Steel Conduit	For: Thirty Dollars	Contingent 30	3,000
420R	5.00 EACH	Regrade a Pullbox Frame and Cover	For: Two hundred Fifty	Contingent 250	1,250
422L	21,000.00 LF	Furnish and Install Loop Wire	For: Five Dollars	5	105,000
422LS	7,000.00 LF	Furnish and Install Loop Saw Cut	For: Twenty Dollars	20	140,000
422SHE	5.00 EACH	Adjust Traffic Magnetic Vehicle Detector	For: Eight hundred	Contingent 800	4,000
685.0720 0110	275,000.00 LF	White Epoxy Reflectorized Pavement Stripes - 20 mils (Wet Night Visibility Spheres)	For: Fifty Two cents	0.52	143,000
685.0720 0210	285.00 EACH	White Epoxy Reflectorized Pavement Letters - 20 mils (Wet Night Visibility Spheres)	For: One hundred Fifty Dollars	150	42,750
685.0720 0310	360.00 EACH	White Epoxy Reflectorized Pavement Symbols - 20 mils (Wet Night Visibility Spheres)	For: One hundred Seventy Five Dollars	175	63,000

* FORCE BID ITEM

Department of Public Works Nassau County, N.Y.
 Bid Sheet for Contract: H61587PRS

Item No	Engineers Estimate	Item Description	Unit Price Written in words	Unit Bid Price Dollars and Cents	Amount Bid Price Dollars and Cents
685.0720 0410	65,000.00 LF	White Epoxy ReflectORIZED Pavement Stripes (Cross Hatching) - 20 mils (Wet Night Visibility Spheres)	For: One Dollar Fifty cents	1.50	97,500
685.0720 0610	275,000.00 LF	Yellow Epoxy ReflectORIZED Pavement Stripes - 20 mils (Wet Night Visibility Spheres)	For: Fifty Two cents	0.52	143,000
685.0720 0710	20,000.00 LF	Yellow Epoxy ReflectORIZED Pavement Stripes (Cross Hatching) - 20 mils (Wet Night Visibility Spheres)	For: One Dollar Fifty cents	1.50	30,000
744 *	1.00 IS	Force Account Work	For: Two hundred Thousand	\$200,000.00	200,000

Page 56 of 316

Total Bid in Numbers \$ 9,996,380

Total Amount in Words Nine Million Nine Hundred Ninety Six Thousand Three hundred Eighty Dollars

* FORCE BID ITEM

QUALIFICATION STATEMENT

Note: All blanks in the form are to be filled in. Where blanks are not applicable to your firm, so indicate in each instance.

1. How many years has your firm been in the business under your present business name? 60

2. How many years experience in the construction work of a similar type as this contract has your firm had;

a. as a Prime Contractor 6

b. as a Subcontractor 6

3. List below the construction projects your firm has under way as of this date:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
See attach			

(use additional blank sheets if additional space is necessary)

4. List the projects which your firm as a firm has performed in the past few years which you feel will qualify you for this work:

Contract Amount	Class of work	Percent Completed	Name and Address of Owner or Contracting Officer
See attach			

(use additional blank sheets if additional space is necessary)

5. Have you:

a. ever failed to complete any work awarded to You? NO
If so; identify the project, the owner, the contract amount, the circumstances and date of all such failures to complete.

b. ever been defaulted on a contract? NO
If so; identify the project, the owner, the contract amount, the circumstances and the date of all default actions



October 3, 2019

References

- 1) Town of Oyster Bay
Dan Hass – 516-677-5935
Concrete and Asphalt Paving \$6,500,000.00
- 2) SUNY Farmingdale
Erica Murray – 631-794-6967
Concrete and Asphalt Paving \$1,179,934.00
- 3) Gibson & Cushman – Maple Ave Dock
Contact: Keith Haney – cell (631) 831-3114
Fine Grade & Pave Approx. 1400 Tons Using Super Pave Mixes
May 15, 2014 \$140,000.00
- 4) Village of Laurel Hollow – Springwood Path
Contact: Karen Navin, Village Clerk -516-692-8826
Fine Grade and Pave
August 2014 \$224,188.00
- 5) Ruttura & Sons – Roosevelt Field Mall
Contact: Rick Pearsall office (631) 454-0291
Fine Grade & Paving – May 20, 2014 \$2,005,258.00
FED-Ex Brooklyn \$1,000,000.00
Kings Park HS \$550,000.00
TWA – JFK Airport \$315,000.00



- 6) Custom Commercial Construction – Bay Shore, NY 11706
Contact: John Reportella or Vinnie, (631) 665-3232
TD Bank – Maspeth - \$200,000.00
TD Bank – Flatbush - \$15,000.00
TD Bank – Queens - \$155,000.00
TD Bank – Jericho - \$110,000.00
- 7) Village of Old Westbury
Engineers: LIRO Group Mike Capobianco (516) 746-2350
Fine Grade and Pave \$1,150,000.00
- 8) VRD Contracting Inc. – SBU Indoor Arena Addition
Contact: Mark or Joe Vivementti- 631-936-7000
Fine Grade and Pave \$90,000.00
Great Neck Library \$182,000.00
NYS Police- Merrick \$385,000.00
Nassau Police 8th Precinct \$290,000.00
- 9) John Grillo Architects – Port Jefferson, NY 11777
631-476-2161
Ward Melville H.S. – Running Track \$188,000.00
Gefinas J.H.S. - \$35,000.00
- 10) Watrel Brothers – Bay Shore, NY 11706
Tom Watrel -631-586-8300
Dear Park E.S. - \$88,034.00
Mineola Winston and Churchill - \$46,000.00
Adephi Parking Garage \$200,000.00
Plainview Old Bethpage Tennis \$230,000.00
Courts



11) Triton Construction – Garden City, NY 11730
Bill Melf – 516-317-2478
508 West 24th Street NY - \$23,100.00

12) Village of East Hills- 2017 Road Improvements
John Salerno- (516) 621-5600 - \$1,200,000.00

13) Irwin Contracting – Hauppauge, NY 11788
Dave Lingen – 631-434-8400
Floyd B. Watson School – Rockville Center - \$22,000.00

14) Stalco Contracting
Keven Harney 631-254-6767
Riverhead Charter School - \$200,000.00
Commack Library - \$145,000.00

15) Land Tek Group
Steve Kizmiskus 631-691-2891
Carle Place H.S. \$32,000.00
South Side H.S. - Running Track \$265,306.00
Islip H.S. -Track \$181,000.00
Sleepy Hollow- Running Track \$210,000.00
Kennedy Catholic- Running Track \$130,000.00
Mineola HS-Track \$150,000.00
Bayport/Bluepoint- Track \$280,000.00
Sayville HS- Tennis Courts \$130,000.00
Valley Stream HS Track \$535,000.00

16) Village of New Hyde Park – Memorial Park Tennis & Basketball Court Resurfacing
D&B Ed Kozik \$239,934.50
Tom Gannon Superintendent of Public Works
Office (516) 354-0022
1420 Jericho TPK
New Hyde Park, NY 11040



- 17) USTA – Grand Stand– Main Court and (10) Championship Courts
Ruttura & Sons Construction Co, Inc. \$1,608,727.00
200 Cabot Street
West Babylon, NY 11704
- 18) Arthur Ashe Stadium \$105,000.00
- 19) Town of Hempstead – 2015 TOH Road Improvement work Part. Wantagh PW#16-15
Jeff Tierney- Deputy Commissioner Engineering – 516-489-5000
\$1,264,890.00
2016 Road Improvements – Elmont PW#16-17 \$1,130,017.00
- 20) Town of Hempstead -2016 TOH Road Improvement Duckport Drive North Oxford Road
Forest Lake Blvd. Wantagh, NY PE36-16
Jeff Tierney- Deputy Commissioner Engineering – 516-489-5000
\$895,000.00
- 21) Irwin Contracting - Carey HS & New Hyde Park HS – Parking Lots
Dave Ungen – 631-434-8400 \$380,000.00
- 22) West Babylon JHS- Drainage. Mix in Place
School Construction Consultants - 516-567-0200
\$800,000.00



23) T. Moriarty & Sons, Inc. – LGA East End Substation- \$420,000.00
Peter Habib – Project Manager - 718-858-4800

24) Phillip Ross Industries –
Grumman- Bethpage
Phil Carlucci – (631) 253-3077 \$130,000.00

c. ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; identify the project, the owner, the contract amount, the circumstances and the date of all such declarations

d. ever been barred from bidding municipal or public contracts? NO
If so; identify the municipality or public agency, the circumstances, date and term of disbarment for all debarments.

(use additional blank sheets if additional space is necessary)

6. Has any officer, partner or principal of your firm ever been on officer, partner or principal of some other firm:

a. that failed to complete a construction contract? NO
If so, state name of individual and identify the name of firm, the project, the owner, the contract amount, the circumstances and the date of all such failures to complete for all principals of the firm.

b. that has ever been defaulted on a contract? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all default actions for all principals of the firm.

c. that has ever been declared a non-responsible bidder by any municipality or public agency? NO
If so; state the name of the individual and identify the name of the firm, the project, the owner, the contract amount, the circumstances and the date of all such declarations for all principals of the firm.

- d. that has ever been barred from bidding municipal or public contracts? NO
If so, state the name of the individual and identify the name of the firm, the municipality or public agency, the circumstances, date and term of debarment for all debarments for all principals of the firm.

(use additional blank sheets if additional space is necessary)

7. Has any officer or partner of your firm ever failed to complete a construction contract handled in his name? NO
If so, state name of individual, name of owner and reason therefor:

8. Disclose any and all violations of the Prevailing Wage and Supplemental Payment Requirements of the Labor Law of New York State.

NONE

9. Disclose any and all other Labor Law Violations, including, but not limited to, child labor violations, failure to pay wages, or unemployment insurance tax delinquencies within the past five years.

NONE

10. In what other lines of business are you financially interested?

NONE

11. What is the construction experience of the principal individuals of your firm?

Individual's Name	Present Position or Office	Years of Construction Experience	Magnitude and type of work	In what Capacity
Dennis Kellerman	President.	30	DOT, County, Town, private	

(use additional blank sheets if additional space is necessary)

12. List below the equipment that you own that is available for the proposed work, giving present location where it may be inspected:

Item	Description, Size Capacity, Year, etc.	Years of Service	Present Location
	See attach		

(use additional blank sheets if additional space is necessary)

NOTE: Should the equipment be moved from the above mentioned location, the submitted hereby agrees upon request of the County to state the new location where same may be found.

13. If any of the above equipment is covered by chattel mortgage, conditional bill of sale, lien, or like encumbrance, state the complete details as to nature and amount of encumbrance, the name and address of the holder, etc.

(use additional blank sheets if additional space is necessary)

Metro Paving Equipment

YEAR	MODEL/DESCRIPTION	VIN #/SERIAL #	PLATE #	BODY	COLOR	EXPIRES	
1998	PETERBILT DUMP TRUCK	1NPANUTXXNN445169	14808MG	DUMP	WHITE	6/30/2020	METRO PAVING
2004	FORD F550	1FDW55P34ED08043	49852MR	DUMP	WHITE	9/30/2021	METRO PAVING
2005	FORD F-150	1FDW4776ED19136	16272JAN	DUMP	GRAY	3/31/2021	METRO PAVING
2012	MAZDA DUMP TRUCK	1MZAK0C5Q0014076	55803ME	DUMP	WHITE	5/31/2020	OUR RENTAL CORP
2014	LIU DUMP CAB	1NLS16167902658	484SDMG	VAN	WHITE	3/31/2021	METRO PAVING
2013	JO 210K LANDSCAPE LOADER	1T8210K6NDE831453	17417SM	P/SH	YELLOW	12/31/2019	METRO PAVING
2014	INTESTATE 120R5 TRAILER	1NKR85128614019420	8618607	TRUL	BLACK	12/31/2019	METRO PAVING
2014	50 TON TAG TRAILER LOADSTAR	2M97A3633R1654899	2078050	TRLR	BLACK	2/29/2020	METRO PAVING
2014	50 TON TAG TRAILER LOADSTAR	2M97A413660554906	2079000	TRLR	BLACK	2/29/2020	METRO PAVING
2015	PETERBILT DUMP TRUCK	1NCP0EX2FD356593	7205SMF	DUMP	WHITE	10/31/2015	OUR RENTAL CORP
2016	JOHN DEERE 210L LOADER	1T8210LXCGF593162			YELLOW		METRO PAVING
2016	LOADSTAR TRAILER 24 TON TAG	2M97A413660554981	2148703	TRLR	GRAY	2/28/2021	METRO PAVING
2017	FELLING FT-16 TRAILER	5FTCE2520H2002691	8134776	TRLR	GRAY	12/31/2019	METRO PAVING
2018	HINO 6 WHEELER	5PNNV6168B1550258	32876ML	DUMP	WHITE	2/28/2020	METRO PAVING
2018	FORD F-150	1T1RV1E6A1FD40475	GY68058	PICKUP	GRAY	5/31/2021	METRO PAVING
2018	ME/RE SEDAN	W004P7D0C8F5938233	6XLD960	SHDN	WHITE	3/31/2021	ENTERPRISE FLEET
2016	FORD F-350	1FDUE5HT1G1H50304	32704-ML	PICKUP	WHITE	2/28/2020	METRO PAVING
2017	ME/RESL40	415ED6E89H426751	11298768	SUSH	BLACK	2/28/2021	METRO PAVING
2017	RAM	3C0TSH18H6T08307	HUL7848	SUBH	WHITE	9/30/2021	METRO PAVING
2020	JEK	1C0RFT4LC62457	HU03355	SUBM4	WHITE	8/31/2021	METRO PAVING
2019	INTERNATIONAL 4300LP	1UTNRHJML6KH75623	43374AL	BOX TRK	GRAY	7/31/2020	METRO PAVING
2016	MAZDA DUMP TRUCK	1MDAD0K036M037629	03638M4	DUMP	WHITE	1/31/2020	METRO PAVING
2019	TACK TRAILER	1G9VUT52283K648151		TRUL	YELLOW	7/31/2021	METRO PAVING
2019	CHEV	18CVA8H1KZ276299	JK06496	PICKUP	WHITE		METRO PAVING

SPECIAL COMMERCIAL PLATES

SPECIAL COMMERCIAL PLATES

DON'T REQUIRE PLATES

2000	CATERPILLAR 165R PAVTR	ABR00303					
2005	SKID STEER 65HL 7120	993934					
2013	CATERPILLAR SKIDSTEER	CAT0272DCC7100570					MILLING ATTACHMENT CAT 2
2011	VOLVO ROLLER DD-90	S/N 275551					
2013	BOMAG ROLLER RM 22Q	851880231100					
2013	WACKER VIBRATORY ROLLER RD-12						
2014	LUNWBO DISTURTOR LEEBOY	250T111880					
	TAMPER CP-MV100	16F092838					
	HOT BOX SRE00	4/TON					
1999	HUSLER 350-C ROLLER	108F0806505					
2017	LEEBOY PAYER 8520	8530162316					
2016	BOMAG 120 ROLLER	8518802311530					
2017	JOHN DEER 606 EXCAVATOR	406058					
2011	CAT AP-105SD ASPHALT PAYER	CATAP105FAC00932					
2018	CARLSON PAYER CP-150	1070780					
2018	VOLVO ROLLER DD-1050SC	560038					

250 GAI TACK DISTRIBUTOR

2003 . Cat AP 105SD

14. In what manner have you inspected this proposed work?
Explain in detail.

We have Broken down Each road, grouped them hypothetically by Location and distance for the best organization/product for County. We Road Each and every Road Listed

(use additional blank sheets if additional space is necessary)

15. Explain your plan and lay-out for performing the proposed work.

Group the Roads by distance and Areas. Maximizing production which will lead to less traffic issues, better product, cleaner Surrounding Areas.

16. If a contract is awarded or a permit is issued, to your firm, who will have the personal supervision of the work? Attach resume.

Dennis Kellerman

17. Insurance carried by your firm:

Type	Company	Limits of Coverage	Term
The Graham Co.			
One Penn Square West			
Philadelphia, PA 19102			
John Bonner 215 701-5294			

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER

**Certification Regarding
Debarment, Suspension, Ineligibility and Voluntary Exclusion
Lower Tier Covered Transactions
(Sub-Recipient)**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 28 CFR Part 67, Section 67.510, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 *Federal Register* (pages 19160-19211).

(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Dennis P. Kellerman
Name and Title of Authorized Representative

5/5/20
m/d/yy

Dennis P. Kellerman
Signature

5/5/20
Date


Metro Paving LLC
Name of Organization

500 Patton Ave, W. Babylon Ny 11704
Address of Organization

NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS

CONSULTANT/ CONTRACTOR DETAILED MBE/WBE UTILIZATION PLAN

Part 1- General Information:

Consultant/Contractor Name:	Metro Paving LLC
Address (street/city/state/zip code):	500 Patton Ave, West Babylon NY 11704
Authorized Representative (name/title):	Ryan Kellerman / Office Admin.
Authorized Signature:	
Contract Number:	H61587 P25
Contract/Project Name:	Resurfacing Various County Roads in town of Hempstead
Contract/Project Description:	Resurfacing & Paving N. Hempstead

Part 2- Projected MBE/WBE Contract Summary:

	Amount (\$)		Percentage (%)
Total Dollar Value of the Prime Contract	9,996,380		
Total MBE Dollar Amount	350,000	MBE Contract Percentage	3.5%
Total WBE Dollar Amount		WBE Contract Percentage	
Total Combined M/WBE Dollar Amount		Combined M/WBE Contract Percentage	

Part 3- MBE Information (use additional blank sheets as necessary):

MBE Firm	Description of Work (MBE)	Projected MBE Contract Amount (\$) and Award Date	MBE Contract Scheduled Start Date and Completion Date
Name: <u>South Bay Industries</u> Address: <u>151 Denton Ave</u> City: <u>New Hyde Park</u> State/Zip Code: <u>NY 11040</u> Authorized Representative: <u>Sal Ferraro</u> Telephone No. <u>516-730-9088</u>	<u>Trucking</u>	Award Date: <u>4/1/20</u> Amount (\$): <u>350,000</u>	Start Date: <u>Start of work</u> Completion Date: <u>Completion of work</u>
Name: _____ Address: _____ City: _____ State/Zip Code: _____ Authorized Representative: _____ Telephone No. _____		Amount (\$): _____ Award Date: _____	Start Date: _____ Completion Date: _____
Name: _____ Address: _____ City: _____ State/Zip Code: _____ Authorized Representative: _____ Telephone No. _____		Amount (\$): _____ Award Date: _____	Start Date: _____ Completion Date: _____

Part 4- WBE Information (use additional blank sheets as necessary):

WBE Firm	Description of Work (WBE)	Projected WBE Contract Amount (\$) and Award Date	WBE Contract Scheduled Start Date and Completion Date
Name: Address: City: State/Zip Code: Authorized Representative: Telephone No.		Amount (\$): Award Date:	Start Date: Completion Date:
Name: Address: City: State/Zip Code: Authorized Representative: Telephone No.		Amount (\$): Award Date:	Start Date: Completion Date:
Name: Address: City: State/Zip Code: Authorized Representative: Telephone No.		Amount (\$): Award Date:	Start Date: Completion Date:
Name: Address: City: State/Zip Code: Authorized Representative: Telephone No.		Amount (\$): Award Date:	Start Date: Completion Date: