

January 28, 2009

LEGAL NOTICE

Sealed bids will be received by the Oswego County Purchasing Department, 46 East Bridge Street, Oswego, New York until **2:00 p.m., Thursday, February 19, 2009** for:

Purchase of Ferrous Metals Recovered from Incinerator Ash

Specifications are available at the Purchasing Department at the above address Monday through Friday, 9:00 a.m. to 5:00 p.m. and online at www.oswegocounty.com/purchasing. Bids will be publicly opened and read aloud in the Purchasing Department at the above date, time and place.

THE COUNTY RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS.

Fred M. Maxon
Purchasing Director

BID #3-09

OSWEGO COUNTY DEPARTMENT OF SOLID WASTE
REQUEST FOR BIDS FOR THE PURCHASE OF FERROUS METALS
RECOVERED FROM INCINERATOR ASH

INTRODUCTION

Oswego County owns and operates a waste-to-energy facility, and is in the process of constructing a “ferrous recovery system”. The system is expected to be operational in the March – April 2009 time frame.

The County expects to recover approximately 2,000 tons per year of ferrous metal at the facility.

The County is seeking proposals for the purchase and removal (transport) of all its recovered ferrous metal.

SERVICE REQUESTED

The County is seeking proposals for the removal and purchase of ferrous metal at its waste to energy facility located at 2801 - St. Rt. 481, Fulton, NY 13069. The successful bidder must provide suitable containers for on-site storage and transportation of the ferrous, the County will load the containers. Forty (40) yard containers are preferred due to site restrictions. The contractor is responsible for timely removal and provide sufficient storage containers at all times.

DESCRIPTION OF RECYCLABLE MATERIAL

The ferrous material will be removed from the incinerator ash by means of a drum magnet. The ferrous will have some ash mixed with it. The County will make every effort to provide as clean a ferrous product as possible. Upon mutual agreement excess ash may be returned to the facility at no charge to the contractor. Ash has been tested and is not considered hazardous.

Oswego County estimates that the total weight of ferrous generated will be approximately 2,000 tons per year. (40 tons per week)

GENERAL CONDITIONS

It is understood and agreed that in case there is a question of interpretation in the specifications incorporated herein, the County does expressly have the right to determine the meaning and shall control the decision and said decision shall be in every case binding and final.

The right is reserved to reject any and all bids in whole or in part, and to waive technical irregularities in bids, as may be deemed in the best interest of the County.

No bid may be withdrawn for forty-five (45) days subsequent to bid opening date.

Should a bidder find a discrepancy in, or omissions from the specifications, requirements for contract, or bid proposal form, or should he/she be in doubt as to their meaning, he/she shall at once notify in writing, the Purchasing Director, who will send written instructions to all bidders. All such addenda shall become a part of the contract and all bidders shall be bound by such addenda, whether or not received by the bidders. The Owner will not be responsible for any oral instructions.

The County reserves the right to reject any or all bids, which in its opinion, best serves the interests of the County.

This contract may be canceled by either party with good cause (not in an arbitrary or capricious manner) during the term of the contract upon ninety (90) days prior written notice, stating the reason for such cancellation. Any such notice must be sent by registered mail or given personally to an officer of the respective parties.

The Contractor is prohibited from assigning, transferring, subletting, or otherwise disposing of contract let for this bid, without the prior consent, in writing, of the Oswego County Purchasing Director.

Bidders shall carefully examine the terms of this bid and shall judge for themselves all the circumstances and conditions affecting their bid proposal. Failure on the part of any bidder to make such examination and to investigate thoroughly shall not be grounds for any declaration that the bidder did not understand the conditions of this bid.

That the contract requirements as well as the statements and specifications that accompany the bids and which are accepted by the Owner, shall be in such form and contain such terms and conditions as approved by the Owner's attorney.

Bids must be submitted to the Oswego County Purchasing Department in a **sealed envelope**

Vendor Information Requirements

In addition to the information supplied on the Vendor Bid Reply Sheet, please complete the following, which will be used if you are awarded a contract. Attach additional information to this sheet.

IDENTIFY the exact location where you would transport and process Oswego County's ferrous metal, and hours during which these materials will be removed.

DESCRIBE the status of permits. Operating Permit #: _____

DESCRIBE the types of transport containers that will be provided for storage and transportation of the ferrous.

Do you own certified weight scales: _____ Size: _____

Length: _____ Maximum Tons: _____

AWARD

An award will be made based on the most favorable bid as deemed by the County determined as follows:

- A. 2,000 tons of ferrous will be removed annually.
- B. Proposed price F.O.B. The Oswego County Energy Recovery Facility, 2801 St Rt 481, Fulton, NY 13069.

CONTRACT PERIOD

Contract will be awarded for a minimum of one (1) year, with additional one year extensions upon mutual agreement by the County and the Contractor. Or a maximum of five (5) years, with additional one year extensions upon mutual agreement by the County and the Contractor.

PERSON TO CONTACT IN REFERENCE TO CONTRACT:

Name: _____

Address: _____

Telephone:(____)_____ Fax:(____)_____

E-Mail: _____

Company Name

Signature

Title

Bid #3-09

NON-COLLUSIVE BIDDING CERTIFICATION

General Municipal Law § 103-d

- (a) By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:
- (1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
 - (2) Unless otherwise required by Law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor;
 - (3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.
- (b) A bid shall not be considered for award nor shall any award be made where (a)-(1), (2) and (3) have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where (a)-(1), (2) and (3) have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition.

The fact that a bidder (a) has published price lists, rates or tariffs covering items being procured, (b) has informed prospective customers of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same time prices being bid, does not constitute, without more, a disclosure within the meaning of paragraph (a) of this certification.

By submission of this bid, the undersigned hereby affirms the truth of the foregoing certification under the penalties of perjury.

_____	_____
Company	Type or Print Name
_____	_____
Date	Title

	Authorized Signature

NON-BIDDERS RESPONSE

Bid #3-09

The Oswego County Purchasing Department is interested in the reasons why prospective bidders fail to submit bids. Failure to submit a bid without explanation may result in removal of your firm from our bidder's list. If you are NOT submitting a bid on this proposal, please indicate the reason(s) by checking off one or more of the items below and return this form to the above address.

- _____ 1. Unable to bid at this time, but would like to receive future bid proposals.
- _____ 2. Items or material not _____ manufactured, _____ distributed,
_____ stocked, _____ furnished.
- _____ 3. Materials or items we have to offer do not fully meet all the requirements of standards specified.
- _____ 4. Specifications not clearly understood or applicable as follows: (ex.: too vague, too rigid, etc.) _____

- _____ 5. We cannot meet the time of delivery of items or materials specified.
- _____ 6. Insufficient time allowed for preparation and submission of bid.
- _____ 7. Other reasons: _____

You may remove our name from the bid list for:

_____ This Commodity Group _____ This Item or Material _____ All Bids

Type or Print Name

Company

Title

Address

Authorized Signature

Telephone Number

