



Genesee Valley BOCES Solicitation for Qualified Providers of Lead-in-Water Testing

***** NOTICE TO RFP VENDORS - PLEASE READ THIS PAGE *****

- ❖ ALL RFP RESPONSES MUST BE TYPED OR HAND WRITTEN LEGIBLY IN INK. IF IT CANNOT BE READ, THE RESPONSE WILL NOT BE PROCESSED.
- ❖ IF YOU ARE NOT PARTICIPATING AT THIS TIME, THERE IS NO NEED TO SEND NOTICE
- ❖ PLEASE PUT THE RFP NAME ON THE OUTSIDE ENVELOPE THAT CONTAINS YOUR SUBMISSION (THIS INCLUDES THE UPS, FEDEX OR DHL ENVELOPE AS WELL). MANY TIMES, WE ARE OPENING MORE THAN ONE BID/RFP AT A TIME!
- ❖ ALL DOCUMENTS MUST BE ORIGINAL. FAXED COPIES OF ANY PAGES WILL NOT BE ACCEPTED.
- ❖ PLEASE PAY CLOSE ATTENTION TO THE “**REQUIREMENTS AND CONDITIONS**” OF THE RFP DOCUMENTS.

DOCUMENTS TO BE RETURNED:

- ❖ PAGE 3 OF THE RFP DOCUMENTS. To supply company name, contact person, office address, email address, and phone/fax numbers.
- ❖ PAGE 12 - SCHEDULE A - VENDOR RFP REPOSENSE FORM
- ❖ PAGE 13 - SCHEDULE B – NON-COLLUSIVE BIDDING CERTIFICATION
- ❖ PAGE 14 - SCHEDULE C - BIDDER’S CERTIFICATION
- ❖ PAGE 15 - SCHEDULE D – IRAN DIVESTMENT ACT
- ❖ PAGE 16 – SCHEDULE E - REFERENCES
- ❖ PAGE 17 – SCHEDULE F – W-9 (If applicable)
- ❖ PAGE 18 – SCHEDULE G - SUGGESTED FORM FOR RFP RESPONSE
- ❖ ALL DOCUMENTS REFERENCED ABOVE MUST BE COMPLETED AND INCLUDED WITH YOUR RFP RESPONSE OR THE RFP RESPONSE WILL BE REJECTED. – THE DOCUMENTS MUST BE ORIGINAL DOCUMENTS.

LEGAL NOTICE TO BIDDERS

Responses are requested by the Genesee Valley BOCES and Component Schools for

Request for Proposals (RFP)

Solicitation for Qualified Providers of Lead-in-Water Testing

RFP Responses will be received until May 2, 2024 at 9:30 AM by the

Genesee Valley BOCES

80 Munson Street

LeRoy, NY 14482

585-344-7516

By: Christine Ceru, Purchasing Agent

at which time and place they will be publicly opened.

Proposals will be opened on the stated date and time, but will not be publicly read aloud. There will be no discussion at the time of the opening of the proposals. The names of the proposing vendors shall be available following the proposal opening via formal request sent to the Purchasing Agent.

Specifications and RFP forms may be obtained by faxing: 585-344-7516

Genesee Valley BOCES reserves the right to reject any and all responses, to waive any informalities therein and to hold all responses for a period of sixty days for proper analysis.



REQUEST FOR PROPOSAL (RFP) DOCUMENTS

Solicitation for Qualified Providers of Lead-in-Water Testing

NAME OF RFP MUST APPEAR ON OUTSIDE OF RETURN ENVELOPE

RFP RESPONSES TO BE OPENED:

May 2, 2024 @ 9:30 AM

In the Business Office of:
Genesee Valley BOCES
80 Munson Street
LeRoy, NY 14482

PLEASE PRINT OR TYPE ALL INFORMATION:

COMPANY NAME: _____

CONTACT PERSON: _____

OFFICE ADDRESS: _____

TELEPHONE & extension: _____

FAX: _____

E-MAIL _____

ADDITIONAL VENDOR NOTES HERE:

Genesee Valley BOCES reserves the right to reject any and all RFP responses, to waive any informalities therein and to hold all RFP responses for a period of sixty days for proper analysis.



GENESEE VALLEY BOCES

REQUEST FOR PROPOSALS

**Solicitation for Qualified Providers of
LEAD-IN-WATER TESTING**

**GENESEE VALLEY BOCES
80 MUNSON STREET
BUSINESS OFFICE
LEROY, NY 14482**

**Genesee Valley BOCES
80 Munson Street
LeRoy, New York 14482**

REQUEST FOR PROPOSALS

Solicitation for Lead-in-Water Testing in NYS Public Schools

I. INTRODUCTION

A. General Information

The Genesee Valley BOCES (the BOCES) is requesting proposals from qualified providers of Lead-in-Water Testing for the BOCES and its participating component school districts.

There is no expressed or implied obligation for the Genesee Valley BOCES to reimburse responding providers for any expenses incurred in preparing proposals in response to this request.

To be considered two copies of the proposal must be received by Christine Ceru, Purchasing Agent at Genesee Valley BOCES, 80 Munson Street, LeRoy New York 14482 by **9:30 a.m., May 2, 2024**. The BOCES reserves the right to reject any or all proposals submitted.

During the evaluation process, the BOCES reserves the right, where it may serve the BOCES' best interest, to request additional information or clarifications from proposals, or to allow corrections of errors or omissions.

The BOCES reserves the right to retain all proposals submitted.

Submission of a proposal indicates acceptance by the provider of the conditions contained in this request for proposals, unless clearly and specifically noted in the proposal and confirmed in the contract between Genesee Valley BOCES and the Provider(s) selected.

B. Description of the BOCES

Genesee Valley BOCES is a public-school district formed under New York State Public Education Law 1950. It is formed to provide educational and management services to its 22 component school districts in Genesee, Livingston, Steuben and Wyoming counties. Additionally, several other school districts purchase services from the BOCES by "cross contracting" through their own local BOCES.

II. REQUIREMENTS AND CONDITIONS

A. Scope of Services to be performed

Genesee Valley BOCES (the BOCES) and its participating component school districts desire to retain a qualified firm(s) to conduct water testing in compliance with Sections 1370-a and 1110, Subpart 67-4 of Title SUBPART 67-4 [Lead Testing in School Drinking Water]. See attached as Appendix A and Appendix B

The intent of this RFP is to select a qualified contractor(s) who can perform water testing services with the following options:

Option A

1. Survey all buildings in a school district, create an excel spreadsheet of the water sampling profile identifying all sources of potential potable water.
 - a. The Protocol for the Survey shall follow the requirements of NYS regulations as well as USEPA Technical Guidance Document “3-T’s for Reducing Lead in Drinking Water in Schools”.
2. Prepare samples from each identified source in containers acceptable for transportation to their qualified testing lab.
3. Perform water testing in compliance with SUBPART 67-4 of Title 10.

Option B

1. Prepare samples from each source identified by the school district in containers acceptable for transportation to their qualified testing lab.
2. Perform water testing in compliance with SUBPART 67-4 of Title 10.

Option C

1. Perform water testing in compliance with SUBPART 67-4 of Title 10 from samples taken from identified sources of potential potable water. The school district is responsible to provide samples taken in compliance with SUBPART 67-4 of Title 10 and arrange delivery to the testing facility.

The vendor will send reports only to the identified school district representative.

Upon award the participating School Districts selecting Option A will provide floor plans of the affected buildings. For Districts selecting Option B, school districts will provide a floor plans with sites of potentially potable water clearly marked.

B. Special Considerations

Any sampling and testing that is performed by the awarded contractor must be performed so that BOCES and/or participating school districts can maintain a regular school day for students.

Requirements:

1. Implementation Timeline:

Drawing and submission of samples must occur by the dates outlined below:

- A. Commencing January 1, 2023, initial first-draw water samples shall be taken from all school buildings serving children in pre-kindergarten through grade twelve for each identified sampling location.
- B. All first-draw water sampling must be completed by December 31, 2025.

In the event the timeline cannot be met, the school district and the vendor will establish a mutually acceptable schedule.

2. Company Profile

Verification of the number of employees on staff available for sampling/testing.

3. **Supplies** – For each option, the awarded contractor(s) must agree to supply, at no additional charge, the following supplies:
 - A. Chain of custody forms
 - B. Sampling bottles
 - C. Labeling for sampling bottles

4. Qualifications

Successful contractor(s) must utilize the lab services of a New York ELAP Department of Health drinking water laboratory.

5. Cost Considerations

All costs should be net and include all supplies, travel, printing, transportation fees, and other related incidental costs and fees.

6. Responsibility

The awarded contractor(s) accepts the responsibility for all samples surrendered to its care. In the event that any collected samples are disturbed, destroyed and/or deemed unusable while in the custody of the awarded contractor(s), the awarded contractor(s) agrees to accept responsibility and swiftly coordinate a re-sampling date with the district at no charge.

D. References

The provider shall provide a list of public and private school clients. This list will include the name of the district, address, person to be contacted, title of contact, and scope of contract with that district.

III. EVALUATION OF PROPOSALS

A. Evaluation of RFP Submissions

The proposals submitted for consideration will be evaluated by staff of Genesee Valley BOCES based upon the following criteria:

1. Ability to meet all minimum qualifications.
2. Overall knowledge and familiarity with SUBPART 67-4: Lead Testing in School Drinking Water
3. Experience of the firm in providing similar services to other public and private school districts, with special emphasis on experience in New York.

This RFP award is a non-guaranteed amount award

B. Submission of Responses

Any questions regarding this Request for Proposals should be directed to Christine Ceru, Purchasing Agent of Genesee Valley BOCES.

Please submit two (2) copies of the proposal (Schedules A through G) to:

**Christine Ceru
Purchasing Agent
Genesee Valley BOCES
80 Munson Street
LeRoy, New York 14482**

<p>All submissions must be received in an envelope at the BOCES' Business Office by 9:30 a.m., May 2, 2024 at which time they will be publicly opened. Please clearly mark envelope "RFP – Lead-In-Water Testing".</p>
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IV. RELATIONSHIP BETWEEN PARTIES

A. Independent Contractor

Responding to this RFP does not render the Vendor an employee, partner, agent, or joint venture with Genesee Valley BOCES for any purpose. The provider is and will remain an independent contractor in (his or her) relationship to Genesee Valley BOCES shall not be responsible for withholding taxes with respect to Vendor's compensation hereunder. The vendor shall have no claim against Genesee Valley BOCES hereunder or otherwise for vacation pay, sick leave, retirement benefits, social security, worker's compensation, health or disability benefits, unemployment insurance benefits, or employee benefits of any kind.

Genesee Valley BOCES Locations:

Genesee Valley BOCES
Batavia Campus
8250 State Street Road
Batavia, NY 0

Genesee Valley BOCES
Mt Morris Campus
27 Lackawanna Avenue
Mt Morris, NY 14510

Component School Districts:

Alexander Central School District
Alexander, NY 14005

Attica Central School District
Attica, NY 14011

Avon Central School District
Avon, NY 14414

Batavia City School District
Batavia, NY 14020

Byron-Bergen Central School District
Byron, NY 14416

Caledonia-Mumford Central School District
Caledonia, NY 14423

Dansville Central School District
Dansville, NY 14437

Elba Central School District
Elba, NY 14058

Geneseo Central School District
Geneseo, NY 14454

Keshequa Central School District
Nunda, NY 14517

LeRoy Central School District
LeRoy, NY 14482

Letchworth Central School District
Gainesville, NY 14066

Livonia Central School District
Livonia, NY 14487

Mt Morris Central School District
Mt Morris, NY 14510

Oakfield-Alabama Central School District
Oakfield, NY 14125

Pavilion Central School District
Pavilion, NY 14525

Pembroke Central School District
Corfu, NY 14036

Perry Central School District
Perry, NY 14530

Warsaw Central School District
Warsaw, NY 14569

Wayland-Cohocton Central School District
Wayland, NY 14572

Component School Districts continued:

Wyoming Central School District
Wyoming, NY 14591

York Central School District
Retsof, NY 14539

Additionally, all districts from within the **Monroe I, Monroe II and Wayne-Finger Lakes BOCES** areas may choose to utilize this RFP. Please explicitly include any additional costs for these districts/areas in your proposal.

Subpart 67-4 Lead Testing in School Drinking Water

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 206(1)(n), 1370-a and 1110; article 13, title X

Section 67-4.1 Purpose.

This Subpart requires all school districts and boards of cooperative educational services, including those already classified as a public water system under 10 NYCRR Subpart 5-1, to test potable water for lead contamination and to develop and implement a lead remediation plan, where applicable.

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 1370-a and 1110

Section 67-4.2 Definitions.

As used in this Subpart, the following terms shall have the stated meanings:

(a) Action level means 5 micrograms per liter ($\mu\text{g/L}$) or parts per billion (ppb).

Exceedance of the action level requires a response, as set forth in this Subpart.

(b) Building means any structure, facility, addition, or wing of a school that may be occupied by children or students. The terms shall not include any structure, facility, addition, or wing of a school that is lead-free, as defined in section 1417 of the Federal Safe Drinking Water Act.

(c) Commissioner means the State Commissioner of Health.

(d) Department means the New York State Department of Health.

(e) Outlet means a potable water fixture currently or potentially used for drinking or cooking purposes, including but not limited to a bubbler, drinking fountain, or faucets.

(f) Potable water means water that meets the requirements of 10 NYCRR Subpart 5-1.

(g) School means any school district or board of cooperative educational services (BOCES).

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 1370-a and 1110

Section 67-4.3 Monitoring.

(a) All schools shall test potable water for lead contamination as required in this Subpart.

(b) First-draw samples shall be collected from all outlets, as defined in this Subpart. A first-draw sample volume shall be 250 milliliters (mL), collected from a cold water outlet before any water is used. The water shall be motionless in the pipes for a minimum of 8 hours, but not more than 18 hours, before sample collection. First-draw samples shall be collected pursuant to such other specifications as the Department may determine appropriate.

(c) Initial first-draw samples.

(1) For existing buildings in service as of September 6, 2016, schools shall complete collection of initial first-draw samples according to the following schedule:

(i) for any school serving children or students in any of the levels prekindergarten through grade five, collection of samples is to be completed by September 30, 2016;

(ii) for any school serving children or students in any of the levels grades six through twelve that are not also serving children or students in any of the levels prekindergarten through grade five, and all other applicable buildings, collection of samples is to be completed by October 31, 2016.

(2) For buildings put into service after September 6, 2016, initial first-draw samples shall be performed prior to occupancy; provided that if the building is put into service between the effective date of this regulation but before October 31, 2016, the school shall have 30 days to perform first-draw sampling.

(3) Any first-draw sampling conducted consistent with this Subpart that occurred after January 1, 2015 shall satisfy the initial first-draw sampling requirement.

(d) Continued monitoring. Schools shall collect first-draw samples in accordance with subdivision (b) of this section again in 2020 or at an earlier time as determined by the commissioner. Schools shall continue to collect first-draw samples at least every 5 years

thereafter or at an earlier time as determined by the commissioner. All such sampling shall be conducted according to procedures as determined by the commissioner.

(e) All first-draw samples shall be analyzed by a laboratory approved to perform such analyses by the Department's Environmental Laboratory Approval Program (ELAP).

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 1370-a and 1110

Section 67-4.4 Response.

If the lead concentration of water at an outlet exceeds the action level, the school shall:

(a) prohibit use of the outlet until:

(1) a lead remediation plan is implemented to mitigate the lead level of such outlet; and

(2) test results indicate that the lead levels are at or below the action level;

(b) provide building occupants with an adequate supply of potable water for drinking and cooking until remediation is performed;

(c) report the test results to the local health department as soon as practicable, but no more than 1 business day after the school received the laboratory report; and

(d) notify all staff and all persons in parental relation to children or students of the test results, in writing, as soon as practicable but no more than 10 business days after the school received the laboratory report; and, for results of tests performed prior to September 6, 2016, within 10 business days after September 6, 2016, unless such written notification has already occurred.

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 1370-a and 1110

Section 67-4.5 Public Notification.

(a) List of lead-free buildings. By October 31, 2016, the school shall make available on its website a list of all buildings that are determined to be lead-free, as defined in section 1417 of the Federal Safe Drinking Water Act.

(b) Public notification of testing results and remediation plans.

(1) The school shall make available, on the school's website, the results of all lead testing performed and lead remediation plans implemented pursuant to this Subpart, as soon as practicable, but no more than 6 weeks after the school received the laboratory reports.

(2) For schools that received lead testing results and implemented lead remediation plans in a manner consistent with this Subpart, but prior to September 6, 2016, the school shall make available such information, on the school's website, as soon as practicable, but no more than 6 weeks after September 6, 2016.

(3)

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 1370-a and 1110

Section 67-4.6 Reporting.

(a) As soon as practicable but no later than November 11, 2016, the school shall report to the Department, local health department, and State Education Department, through the Department's designated statewide electronic reporting system:

(1) completion of all required first-draw sampling;

(2) for any outlets that were tested prior to September 6, 2016, and for which the school wishes to assert that such testing was in substantial compliance with this Subpart, an attestation that:

(i) the school conducted testing that substantially complied with the testing requirements of this Subpart, consistent with guidance issued by the Department;

(ii) any needed remediation, including re-testing, has been performed;

(iii) the lead level in the potable water of the applicable building(s) is currently below the action level; and

(iv) the school has submitted a waiver request to the local health department, in accordance with Section 67-4.8 of this Subpart; and

(3) a list of all buildings that are determined to be lead-free, as defined in section 1417 of the Federal Safe Drinking Water Act.

(b) As soon as practicable, but no more than 10 business days after the school received the laboratory reports, the school shall report data relating to test results to the Department, local health department, and State Education Department, through the Department's designated statewide electronic reporting system.

Effective Date:
Wednesday, May 9, 2018
Statutory Authority:
Public Health Law, Sections 1370-a and 1110

Section 67-4.7 Recordkeeping.

The school shall retain all records of test results, lead remediation plans, determinations that a building is lead-free, and waiver requests, for ten years following the creation of such documentation. Copies of such documentation shall be immediately provided to the Department, local health department, or State Education Department, upon request.

Effective Date:
Wednesday, May 9, 2018
Statutory Authority:
Public Health Law, Sections 1370-a and 1110

Section 67-4.8 Waivers.

(a) A school may apply to the local health department for a waiver from the testing requirements of this Subpart, for a specific school, building, or buildings, by demonstrating in a manner and pursuant to standards determined by the Department, that:

- (1) prior to the publication date of these regulations, the school conducted testing that substantially complied with the testing requirements of this Subpart;
- (2) any needed remediation, including re-testing, has been performed; and
- (3) the lead level in the potable water of the applicable building outlets are currently below the action level.

(b) Local health departments shall review applications for waivers for compliance with the standards determined by the Department. If the local health department recommends approval of the waiver, the local health department shall send its recommendation to the Department, and the Department shall determine whether the waiver shall be issued.

Effective Date:
Wednesday, May 9, 2018
Statutory Authority:
Public Health Law, Sections 1370-a and 1110

Section 67-4.9 Enforcement.

(a) Upon reasonable notice to the school, an officer or employee of the Department or local health department may enter any building for the purposes of determining compliance with this Subpart.

(b) Where a school does not comply with the requirements of this Subpart, the Department or local health department may take any action authorized by law, including but not limited to assessment of civil penalties as provided by law.

Effective Date:

Wednesday, May 9, 2018

Statutory Authority:

Public Health Law, Sections 1370-a and 1110

STATE OF NEW YORK

2122--A

2021-2022 Regular Sessions

IN SENATE

January 19, 2021

Introduced by Sens. RIVERA, ADDABBO, BENJAMIN, BIAGGI, BRISPORT, BROUK, COMRIE, GOUNARDES, HARCKHAM, HOYLMAN, JACKSON, KAMINSKY, LIU, MANNION, MAY, SALAZAR, SEPULVEDA, SERRANO, SKOUFIS, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Health -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law, in relation to school potable water testing

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 1110 of the public health law, as added by chapter
2 296 of the laws of 2016, is amended to read as follows:
3 § 1110. School potable water testing and standards. 1. In addition to
4 school districts already classified as a public water system under parts
5 141 and 142 of title 40 of the code of federal regulations, as such
6 regulations may, from time to time, be amended, every school district
7 and board of cooperative educational services shall conduct [~~periodic~~
8 triennial] first-drawn tap testing of potable water systems to monitor
9 for lead contamination in each occupied school building under its juris-
10 diction as required by regulations promulgated pursuant to this section.
11 The testing shall be conducted and the results analyzed by an entity or
12 entities approved by the commissioner.
13 2. Where a finding of lead contamination is made, the affected school
14 district shall: (a) continue first-drawn tap water testing pursuant to
15 regulations promulgated pursuant to this section; (b) provide school
16 occupants with an adequate supply of safe, free to the school occupants,
17 potable water for drinking as required by rules and regulations of the
18 department until future tests indicate lead levels pursuant to regu-
19 lations promulgated pursuant to this section; and (c) provide parents or
20 persons in parental relation to a child attending said school with writ-

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBD00523-07-1

1 ten notification of test results [~~as well as posting such test results~~
2 ~~on the school district's website~~].

3 3. [~~First-drawn tap testing shall not be required for school buildings~~
4 ~~that have been deemed "lead-free" as defined by section 1417 of the~~
5 ~~federal safe drinking water act.~~

6 4.] The commissioner, in consultation with the commissioner of educa-
7 tion, shall promulgate regulations to carry out the provisions of this
8 section. Notwithstanding any other provision of law to the contrary, the
9 regulations promulgated with regard to lead levels shall be consistent
10 with the requirements for those school districts classified as a public
11 water system under parts 141 and 142 of title 40 of the code of federal
12 regulations as such regulations may, from time to time, be amended;
13 provided, however, that the lead action level is exceeded if the concen-
14 tration of lead is greater than 0.005 milligrams per liter.

15 [~~5. The commissioner may grant a waiver from the testing requirements~~
16 ~~of this section for certain school buildings, provided that, the school~~
17 ~~district has substantially complied with the testing requirements and~~
18 ~~has been found to be below lead levels as determined by regulations~~
19 ~~promulgated pursuant to this section for such buildings.~~

20 6.] 4. Each school district and board of cooperative educational
21 services conducting testing pursuant to subdivision one of this section
22 and each school district classified as a public water system under parts
23 141 and 142 of title 40 of the code of federal regulations, as such
24 regulations may, from time to time, be amended, shall make a copy of the
25 results of all such testing, including laboratory reports, and any lead
26 remediation plans available to the public on its website and any addi-
27 tional means as chosen by such district. A copy of the results of all
28 testing shall also be immediately transmitted to the department and
29 state education department in a format to be determined by the commis-
30 sioner and to the county department of health in the local jurisdiction
31 of the school building. The commissioner of education, in conjunction
32 with the commissioner, shall publish a report [~~biennially~~] triennially
33 based on the findings from the tap water testing conducted according to
34 the provisions of this section. Such report shall be sent to the commis-
35 sioner, the governor, the temporary president of the senate, and the
36 speaker of the assembly and shall be made available on the department's
37 and state education department's websites.

38 5. Expenses for remediation under this section and any regulations
39 promulgated thereto shall be fully reimbursable from funds appropriated
40 through the department of environmental conservation for clean water
41 infrastructure projects.

42 § 2. This act shall take effect one year after it shall have become a
43 law. Effective immediately the commissioner of health may make regu-
44 lations and take other actions necessary to implement this act.

Schedule A

Genesee Valley BOCES

Vendor RFP Response Form

	<u>Price per Sample</u>	<u>Other Pay Item</u>
<u>Option A</u>	\$ _____	_____
	<u>Price per Sample</u>	<u>Other Pay Item</u>
<u>Option B</u>	\$ _____	_____
	<u>Price per Sample</u>	<u>Other Pay Item</u>
<u>Option C</u>	\$ _____	_____
	<u>Complete Report</u>	<u>Other Pay Item</u>
Reports	\$ _____	_____

I have read all the terms of terms and conditions of this Request for Proposals.

Name of Firm: _____

Signature of
Authorized Employee: _____

Name of Employee (*Printed*): _____

Email address: _____

Telephone no: _____

Schedule B

BID PROPOSAL CERTIFICATIONS

Firm Name _____

Business Address _____

Telephone Number _____ Date _____

- I. General Bid Certification - The bidder certifies that he will furnish, at the prices herein quoted, the materials, equipment and/or services as proposed on this bid.

 - II. Non-Collusive Bidding Certification - By submission of this bid proposal, the bidder certifies that he is complying with Section 103-d of the General Municipal Law as follows:
 - 1. Statement of non-collusion in bids and proposals to political subdivision of the state: Every bid or proposal hereafter made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation, or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury: Non-collusive bidding certification:
 - (a) By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization under penalty of perjury, that to the best of knowledge and belief:
 - (1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of 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; and
 - (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) above have not been complied with; provided, however, that if in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefore. Where (a) (1) (2) and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition.

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

 - 2. Any bid hereafter made to any political subdivision of the state or any public department agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in subdivision one of the section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.
- III. The bidder certifies that he is aware of, and will comply with, the provisions of the State Labor law applicable to independent contractors regarding conditions of employment, including payment of minimum wages, if this bid results in a labor and material type construction contract.

Authorized Signature _____ Title _____

Printed Name _____ Date _____

Schedule C

Genesee Valley BOCES

**MUST BE COMPLETE AT TIME OF RFP OPENING
BIDDER'S CERTIFICATION**

To: Genesee Valley BOCES
80 Munson Street
LeRoy, NY 14482

Gentlemen/Ladies:

We certify to having read all of the Request for Proposal Documents and offer to sell the service specified therein to the Genesee Valley BOCES and/or any of the Component School Districts in exact accordance with the Terms and Conditions therein and at the prices stated in our RFP.

We also certify that we have reviewed our RFP response to assure there are no clerical or mathematical errors in the submission of our prices, substitutions and vendor reference numbers. Any errors on our behalf after the award will be rectified at our expense. We understand that all proposed prices must be per unit as specified (i.e. Do not quote each when dozen is requested). We also understand that all responses must be typed or written legibly in ink. Failure to comply with any of these requirements will result in rejection of our submission.

Our offer to sell services may be accepted by the Genesee Valley BOCES Districts by the giving of a Notice of Award.

We further certify that _____ is of lawful age and possesses the general capacity to enter into a Contract.

Respectfully submitted,

(Company)

(Signature and title)

(Address)

Dated: _____

Schedule D
IRAN DIVESTMENT ACT

Certification
Pursuant to Section 103-g
of New York State General Municipal Law

- A. By submission of this bid/proposal or by assuming the responsibility of a Contract awarded hereunder, the Bidder/Contractor (or any assignee) certifies that it is not on the "Entities Determined to Be Non-Responsive Bidders/Offerors Pursuant to the New York State Iran Divestment Act of 2012" list (Prohibited Entities List) posted on the OGS website at <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf> and further certifies that it will not utilize on such Contract, any subcontractor that is identified on the Prohibited Entities List. Additionally, Bidder/Contractor is advised that should it seek to renew or extend a contract awarded in response to the solicitation, it must provide the same certification at the time the Contract is renewed or extended.

- B. During the term of the Contract, should the Genesee Valley BOCES receive information that a person (as defined in State Finance Law §165-a) is in violation of the above referenced certifications, the Genesee Valley BOCES will review such information and offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment activity which is in violation of the Act within 90 days after the determination of such violation, then the Genesee Valley BOCES shall take such action as may be appropriate and provided for by law, rule, or contract, including, but not limited to, seeking compliance, recovering damages, or declaring the Contractor in default.

- C. The Genesee Valley BOCES reserves the right to reject any bid, request for assignment, renewal or extension for an entity that appears on the Prohibited Entities List prior to the award, assignment, renewal or extension of a contract, and to pursue a responsibility review with respect to any entity that is awarded a contract and appears on the Prohibited Entities list after contract award.

Signature

Printed Name

Title

Company Name (printed)

Date

Schedule E
Genesee Valley BOCES
Request for Proposals (RFP)

Solicitation for WATER TESTING

REFERENCES

Please Print

Company Name: _____

Customer Name: _____

Address: _____

Contact Person: _____

E-mail: _____ Phone: _____

Customer Name: _____

Address: _____

Contact Person: _____

E-mail: _____ Phone: _____

Customer Name: _____

Address: _____

Contact Person: _____

E-mail: _____ Phone: _____

Schedule F

Form **W-9**
(Rev. October 2018)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

**Give Form to the
requester. Do not
send to the IRS.**

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type.
See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.	
2 Business name/disregarded entity name, if different from above	
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. <input type="checkbox"/> Other (see instructions) ▶	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <small>(Applies to accounts maintained outside the U.S.)</small>
5 Address (number, street, and apt. or suite no.) See instructions.	Requester's name and address (optional)
6 City, state, and ZIP code	
7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number																									
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Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ▶	Date ▶
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

Schedule G

SUGGESTED FORM FOR RFP RESPONSE

Return Address of Bidder:

Christine Ceru, Purchasing Agent
Genesee Valley BOCES
80 Munson Street
LeRoy, NY 14482

**NAME OF RFP ENCLOSED MUST APPEAR ON THE
OUTSIDE ENVELOPE**

RFP Response for: _____

RFP Opening: _____

**Place: Genesee Valley BOCES
80 Munson Street
LeRoy, New York 14482**