

b) **Standard Purchasing Resolution 2: Sole Bidder Meeting Specifications – Energy Management Improvements – 52-4 District Court**

Resolution #2014-11-152-J-4b

RESOLVED, That Troy City Council hereby **APPROVES** a contract to furnish all labor, materials and equipment to install new Energy Management Improvements at the 52-4 District Court to the sole bidder meeting specifications, *Mechanical Control & Maintenance, Inc. of Sterling Heights, MI*, for an estimated total cost of \$142,990.00, not to exceed budgetary limitations; at the unit prices contained in the bid tabulation opened October 9, 2014; a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

BE IT FURTHER RESOLVED, That the award is **CONTINGENT** upon contractor's submission of properly executed contract documents, including insurance certificates and all other specified requirements.

# PURCHASE ORDER

No. 2015-00000865

DATE: 11/14/2014

PAGE: 1 of 1

FOB DESTINATION

**Ship To**

CITY OF TROY  
Building Operations  
500 W BIG BEAVER RD  
TROY, MI 48084

**Bill To**

CITY OF TROY  
Building Operations  
500 W BIG BEAVER RD  
TROY, MI 48084

**COUNCIL RESOLUTION**

2014-11-152-J-4b

**INSTRUCTIONS**

Return to Department

**VENDOR NO. 111885**

**Vendor**

MCFI ENVIRONMENTAL AUTOMATION SERVICES  
6540 DIPLOMAT DRIVE  
STERLING HEIGHTS, MI 48314

QUANTITY	UNIT	DESCRIPTION	UNIT COST	TOTAL COST
1	Lump Sum	District Court New Energy Management System To be installed under the direct supervision of Mr. Steve Pollata, Building Operations Director. Contact Mr. Pollata at 248 524 3503 to schedule start of project.	142,990.0000	\$142,990.00

Entered By: MaryBeth Murz

\$142,990.00

**Special Instructions:**

Complete the New Energy Management Improvements to 52-4 District in accordance with ITB-COT 14-28 Bid Specifications. CERTIFICATE of Insurance and ALL REQUIRED BONDS MUST BE ON FILE. CITY COUNCIL APPROVAL DATE: 11/10/2014. Certificate of Insurance shall be on file at all times for duration of project.

**TERMS & CONDITIONS**

1. Purchases of Municipalities are exempt from State Sales and Federal Excise Taxes.
2. Prior to acceptance, vendor agrees to provide City with information under the Right-to-Know Law, P.A. 1986, No. 80, and fully comply with all terms and conditions of the Michigan Occupational Safety and Health Act, MCL 408.1001, et seq. including vendor shall provide City with an "MSDS". Vendor also agrees to be responsible for all required labeling.
3. In cases of emergency/disaster, the City can purchase up to six(6) times the order amount for a period of six(6) months at the price contained in the contract.
4. Purchase Orders are signed electronically based upon computer generated "on-line" authorized approvals. Authentic signatures are on file in the City of Troy Purchasing Department.

NOTICE: The City could put the vendor on notice that vendors will be held financially responsible for any claims or awards made against the City as a result of the vendor's action. If the City has to defend the initial lawsuit, the City will bring in the vendor as a co-defendant or sue the vendor, either as the result of settling a claim or the conclusion of the lawsuit.

I HEREBY CERTIFY THAT THIS ORDER IS PROPERLY AUTHORIZED AND APPROVED.

  
\_\_\_\_\_

CITY OF TROY  
PURCHASE ORDER  
ENERGY MANAGEMENT IMPROVEMENTS - DISTRICT COURT

<b>MCM</b>
Sterling Heights, MI

**PROPOSAL:** To install NEW ENERGY MANAGEMENT IMPROVEMENTS to 52-4 District Court in accordance with all bid specifications.

**BASE BID FOR THE PRICE OF:** **\$142,990.00**

**CONTACT INFORMATION:**

Hours of Operation	Blank
24HR Phone #	586 726 7500

PRE-BID MEETING: Y/N

**COMPLETION DATE:**

Can Meet	Yes
Cannot Meet	
Offers	
Work Shall Commence	

**REFERENCES:**

Yes

**INSURANCE:**

Can Meet	Yes
Cannot Meet	

**ACKNOWLEDGEMENT SIGNED: Y OR N**

Yes

**PAYMENT TERMS:**

Net30

**EXCEPTIONS:**

None

**WARRANTY:**

One (1) year

**FORMS COMPLETED:**

Legal Status of Bidder:	Y or N	Yes
Non-Collusion Affidavit:	Y or N	Yes
Certification regarding Debarment:	Y or N	Yes
"Iran- Linked" Business	Y or N	Yes

Opening Date -- 10/9/2014  
 Date Reviewed -- 10/9/2014

CITY OF TROY  
 BID TABULATION  
 ENERGY MANAGEMENT IMPROVEMENTS - DISTRICT COURT

ITB-COT 14-28  
 Page 1 of

	<b>MCM</b>		
	Sterling Heights, MI		
Ck#	#9225708280		
Ck. Amount	\$5,000.00		

**PROPOSAL:** To install NEW ENERGY MANAGEMENT IMPROVEMENTS to 52-4 District Court in accordance with all bid specifications.

**BASE BID FOR THE PRICE OF: \$142,990.00**

**CONTACT INFORMATION:**

Hours of Operation                      Blank  
 24HR Phone #                              586 726 7500

**PRE-BID MEETING:** Y/N

**COMPLETION DATE:**

Can Meet                                      Yes  
 Cannot Meet  
 Offers  
 Work Shall Commence

**REFERENCES:**

Yes

**INSURANCE:**

Can Meet                                      Yes  
 Cannot Meet

**ACKNOWLEDGEMENT SIGNED:** Y OR N

Yes

**PAYMENT TERMS:**

Net30

**EXCEPTIONS:**

None

**WARRANTY:**

One (1) year

**FORMS COMPLETED:**

Legal Status of Bidder:                      Y or N  
 Non-Collusion Affidavit:                      Y or N  
 Certification regarding Debarment:              Y or N  
 "Iran- Linked" Business                      Y or N

Yes  
 Yes  
 Yes  
 Yes

**ATTEST:**

Susan Riesterer  
Steven Pollata

**BOLDFACE TYPE DENOTES: Sole Bidder Meeting Specifications.**

  
 \_\_\_\_\_  
 MaryBeth Murz,  
 Purchasing Manager



**CITY OF TROY  
BID PROPOSAL**

ITB-COT 14-28  
Page 1 of 6

The undersigned proposes to **INSTALL NEW ENERGY MANAGEMENT IMPROVEMENTS TO CITY OF TROY 52-4 DISTRICT COURT** in accordance with the attached specifications and diagrams that are to be considered an integral part of this proposal, at the following prices:

**COMPANY NAME:** MCMI

**The bid document contains the following sections:**

Instructions to Bidders (2 pages)	Diagram Details (1 page)
Bid Proposal (6 pages)	Public Act 57 (2 pages)
Forms (8 forms)	Sample Insurance Certificate (1 page)
Specifications – Energy Management Improvements (9 pages)	Consent of Surety - sample (1 page)
Specifications – Enclosure & Display Module System (4 pages)	Statement of No Bid (1 page)
Specifications – CPU Module (4 pages)	

**PROPOSALS:** The undersigned as bidder declares that he/she having examined the plans and specifications with the related documents and the site of the proposed work, and being familiar with all of the conditions surrounding the construction of the proposed project, including availability of materials and labor, hereby proposes to furnish all labor, equipment materials, and supplies, to complete the program in accordance with the bid specifications, within the time set forth therein, and at the prices stated below. These prices are to cover all expenses incurred in performing the work required under the contract documents, of which this Proposal is part.

**BID PROPOSAL: Provide all labor, materials, tools, equipment and supervision required for the furnishing and installing of all work herein described and/or shown on the drawings.**

**BASE BID: Provide all labor, materials, tools, equipment and supervision required for the furnishing and installing of Energy Management Improvements for the 52-4 District Court as per all work herein described and/or shown on the drawings and as per all bid specifications.**

**BASE BID PRICE:** One-hundred forty-two thousand nine hundred ninety dollars  
\$142,990.00

**UNIT PRICES:**

Unit prices prevail. The City of Troy Purchasing Department will correct all mathematical errors.

**PRE-BID MEETING:**

A **Pre-Bid Meeting** will be held on **FRIDAY, SEPTEMBER 26, 2014 at 2:00 pm** at Troy City Hall, 500 West Big Beaver Road, Troy, Michigan 48064; Conference Room C. The meeting will be held with prospective bidders to answer and/or clarify questions regarding bid specifications and site plans. The meeting will include a site inspection at the District Court.

**ADDITIONAL INFORMATION:**

For additional information or questions concerning this project, please contact Mr. Steve Pallotta, Building Operations Director at (248) 524-3503 or [PallotaSA@troymi.gov](mailto:PallotaSA@troymi.gov) between the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday.

**SITE INSPECTIONS:**

All bidders should examine the site to determine the amount and scope of work to be performed as per the bid specifications. Bidders are required to field verify exact service points with the utility company prior to submitting bid proposal. If the bidder does not make a site inspection, that bidder accepts full responsibility and risk for any errors or omissions in his/her bid proposal.

**PERMITS:**

All work performed must meet City and State Code. The Contractor shall obtain all applicable and required permits and arrange for inspections. All fees for said permits will be waived.

**BID DEPOSIT AND FORFEITURE:**

The bid deposit of the lowest bidder shall be forfeit if, after bid opening, a change in the bid price or other provision of the bid is required by the bidder that is prejudicial to the interest of the City of Troy or fair competition.

**AWARD:**

The evaluation and award of this bid shall be a combination of factors, including but not limited to: cost, professional competence, equipment, references, and the correlation of the bid proposal submitted to the needs of the City of Troy.

The City of Troy reserves the right to award this bid to the lowest responsible bidder meeting specifications for each proposal; to combine proposals if deemed in the City's best interest to do so; to reject low bids which have major deviations from specifications; to accept a higher bid which has only minor deviations, whatever is deemed to be in the City of Troy's best interest

**DOWNPAYMENTS AND PREPAYMENTS:**

Any bid submitted which requires a down payment or prepayment of any kind prior to delivery of material and acceptance, as being in conformance with specifications will not be considered for award.

**DELIVERY:**

All materials are to be F.O.B. delivered, freight paid, to the various work sites within the City of Troy.

**CONTACT INFORMATION:**

Hours of operation:  586-726-7500  24 Hr. Contact Phone No.  586-726-7500

**LOCAL PREFERENCE:**

The City of Troy reserves the right to award a contract to a local business, one that pays City of Troy taxes (real and/or personal), if the bid of a local vendor is within 5% of the lowest responsive and responsible non-local bidder, then the local vendor is given one chance to match the low bid.

**PURCHASE ORDER:**

After the Troy City Council has approved the award, the City of Troy Purchasing Department will send an award letter to the successful bidder(s). The successful bidder(s) once notified, will be required to submit the specified bonds. A purchase order will be issued in approximately one-week and released, once acceptable bonds and insurance are received. A purchase order issued in conjunction with the Contract Form (provided in the Forms Section) from the City of Troy will create a bilateral contract between the parties, and the successful bidder(s) shall commit to perform the contract in accordance with specifications.

**CONTRACT FORMS:**

Bidders should complete the Legal Status of Bidder, Non-Collusion Affidavit, Certification regarding Debarment and the Certification regarding Iran linked Business forms and return with your bid proposal.

COMPANY NAME:  MCFI

**CONTRACT TERMINATION:** The City of Troy shall reserve the right to terminate the contract upon written notice due to poor performance. The City of Troy designated representative will be solely responsible for determining acceptable performance levels. His/her decision will be deemed in the City of Troy's best interest and will be final. The City of Troy reserves the right to re-award the contract to the next low bidder or re-bid the contract.

**TERMINATION FOR CONVENIENCE:**

The City may cancel the contract for its convenience, in whole or in part, by giving the contractor written notice 30 days prior to the date of cancellation. If the City chooses to cancel this contract in part, the charges payable under this contract shall be equitably adjusted to reflect those services that are cancelled.

**PROGRESS PAYMENTS:**

The City of Troy will consider a progress payment schedule for work as completed in accordance with specifications. (See Supplemental General Conditions, page 1 of 2 and General Conditions, Section 7; page 6 of 10). The Project Construction Manager will have final approval of the schedule as presented. No payments for work will be made until the designated City representative approves the work as complete in accordance with specifications. Prior to release of the final payment, consent of surety document (A1A Document G707) will be required and signed by the surety Company. The City of Troy reserves the right to reject the payment schedule if deemed necessary, and determine the final schedule.

Proposed Payment

Schedule TBD

*(Please submit an attachment identified as \_\_\_\_\_ if more space is necessary.)*

**REFERENCES:**

The City of Troy requires that your company list at least three (3) clients who have recently had similar work performed by your company during the past three years.

COMPANY: AT&T  
ADDRESS: 1365 Cass Ave, Room 1218, Detroit, MI 48226  
PHONE: 313-460-9287 CONTACT: Phyllis Stade  
EMAIL: ps3262@att.com

COMPANY: Northville Public Schools  
ADDRESS: 501 W. Main Street, Northville, MI 48167  
PHONE: 248-344-8455 CONTACT: Chris Gearns  
EMAIL: gearnsch@northville.k12.mi.us

COMPANY: BCBSM  
ADDRESS: 600 E. Lafayette, MC 1209, Detroit, MI 48226  
PHONE: 248-448-5713 CONTACT: Christian Meyer  
EMAIL: CMeyer1@bcbsm.com

**MICHIGAN CONSTRUCTION LIEN ACT:**

The bidder agrees that, if awarded the Contract he/she will abide by all requirements of the Michigan Construction Lien Act (P.A. 1980, No. 497) as amended and effective March 1, 1982, and to provide full and complete Sworn Statements on Owner-approved forms.

**PUBLIC ACT 57:**

Public Act 57 requires contractors to provide certain notices to governmental entities concerning improvements on real property; to allow for modifications of contracts for improvement of real property; to provide for remedies; and to repeal acts and parts of acts. This contract shall comply with all applicable provisions of Public Act 57 [a copy of the act is attached for reference (2 pages)].

COMPANY NAME: MCFI

**BOND SUBMITTAL:**

Subsequently, upon notice of award to the successful bidder, the Contractor shall qualify for, sign, and deliver to the City of Troy an executed Performance Bond, an executed Labor and Materials Payment Bond, and an executed one-year Maintenance Bond secured by a surety company, acceptable to the City of Troy by being licensed to do business in Michigan, and be included on the U. S. Treasury Department Surety List and/or have a rating of A (-) or better by A. M. Best, and/or Standard and Poor, on standard AIA forms, each in the amount of one hundred percent (100%) of the contract sum. Attorneys-in-fact who sign such bonds must attach a certified copy of their Power of Attorney when the bonds are submitted.

**SUBCONTRACTORS:**

The undersigned agrees to submit a list of proposed subcontractors, if applicable, for approval by the designated City representative within 72 hours after notification of being the low qualified bidder. The Contractor shall list the name and address of the proposed Subcontractors and sub-subcontractors when required by the City. Approval of a Subcontractor or sub-subcontractors will not be given unless and until it is determined by the City that he/she is qualified to perform the type and magnitude of work proposed and shall have executed a Subcontract or sub-subcontract in a form acceptable to the City. It will be understood that this may occur prior to bid award, but the bidder's status will not be final until approved by the Troy City Council.

The Contractor shall abide by the provisions set forth therein. Any item of work performed by other than the Contractor or approved Subcontractors will be considered as unauthorized and shall not be paid for under the provision of the Contract.

**COMPLETION SCHEDULE:**

The work shall commence upon City Council Approval. A work schedule shall be provided to Mr. Steve Pallota, Director of Building Operations. The designated City representative shall approve the work schedule prior to the start of the project. His/her decision as to acceptability shall be deemed in the City of Troy's best interest. The City of Troy is the only party to this contract that may authorize amendment of this schedule. The contractor is required to start the project within 10 working days after notification to proceed.

**IMPORTANT INFORMATION:**

The City shall have the right to require by written order, changes in, additions to, or deductions from the work required by the Contract Documents provided that if changes, additions, or deductions are made, the general character of the work as a whole is not changed thereby. Adjustments in the Contract price, if any, because of any change, addition, or deduction in the work, shall be determined as hereinafter provided, and any claim for extension of time for completion shall be adjusted at the time of ordering the change, addition, or deduction. No claim for change, addition, or deduction, or adjusting of price, or extension of time for completion thereof, shall be made or allowed unless done in pursuance of written order from the City specifically authorizing such change, addition, or deduction. Drawings without a written order shall not be considered such authority. Written notice of such claims shall be made to the designated City representative before the commencement of the work. Where the written order diminishes the quality of work to be done, this shall not constitute a basis for a claim for damages or anticipated profits on the work that may be dispensed with.

COMPANY NAME: \_\_\_\_\_ MCM I \_\_\_\_\_



**INSURANCE:**

Insurance requirements shall be in accordance with the attached SAMPLE INSURANCE CERTIFICATE. The required Insurance Certificate must be submitted to the Purchasing department within five (5) business days of the verbal/ electronic request after the bid award. The Insurance Certificate may be faxed to the City Offices at (248) 619-7608, and is the only bid document accepted in this format.

- (X) We can meet the specified insurance requirements.
- ( ) We cannot meet the specified insurance requirements.
- ( ) We do not carry the specified limits but can obtain the additional insurance coverage of \$ \_\_\_\_\_, at the cost of \$ \_\_\_\_\_.  
**NOTE:** Please note the amendments on a sample insurance certificate and attach it to your bid proposal.
- ( ) Our proposal is reduced by \$ \_\_\_\_\_ if we lower the requirement to \$ \_\_\_\_\_.  
**NOTE:** Please note the amendments on a sample insurance certificate and attach it to your bid proposal.

**IMPORTANT:** A Certificate of Insurance on an ACORD Form showing present coverage SHALL be attached to the proposal document at the time of submission of the proposal to the Office of the City Clerk.

**NOTE:** Failure on the part of any bidder to contact his/her insurance carrier to verify that the insurance carried by the bidder meets City of Troy specifications may result in this proposal being completed incorrectly.

**OTHER:** Sole proprietors must execute a certificate of exemption from Worker's Compensation requirements or provide proof of Worker's Compensation Insurance. All coverage shall be with insurance carriers licensed and admitted to do business in Michigan and acceptable to the City of Troy.

**INSURANCE VERIFICATION:**

A bidder shall complete the above portion, which details additional costs that may be incurred for specified coverage without purchasing the additional coverage prior to bid submission.

**Letter Verification:** The recommended bidder will be notified to submit a letter from the *insurance agent or carrier* that the insurance to be supplied will meet specifications. As an alternative, the recommended bidder may submit the certificate of insurance meeting specifications at this time at his/her option. ***The City must receive this letter or certificate within 5 business days after verbal / electronic notification has been delivered to the recommended bidder or the bidder will be considered non-responsive and the bid un-awardable.*** This process will occur before presentation of the award recommendation to the Troy City Council.

**Final Insurance Certificate Submission:** After approval by Troy City Council, the Purchasing Manager will review the insurance certificates to ensure all acceptable documents have been received and allow (5) business days after verbal / electronic notification to submit final insurance certificate(s) in accordance with the bid specifications. The City of Troy reserves the right to WITHHOLD AND KEEP any Bid Surety for failure to comply. The company will be considered in default of contract and will be barred from doing business with the City of Troy for a minimum of three (3) years for failing to meet insurance requirements.

COMPANY NAME: \_\_\_\_\_ MCMI \_\_\_\_\_



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
4/29/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Valenti Trobec Chandler Inc 1175 W. Long Lake, Suite 200 Troy, MI 48098	<b>CONTACT NAME:</b> Gayle Botner <b>PHONE (A/C No. Ext):</b> (248) 828-3377 <b>E-MAIL ADDRESS:</b> gbotner@vtcins.com		<b>FAX (A/C No.):</b> (248) 828-3741
	<b>INSURER(S) AFFORDING COVERAGE</b>		<b>NAIC #</b>
<b>INSURED</b> Mechanical Controls & Maintenance, Inc. 6540 Diplomat Sterling Heights, MI 48314-1420	<b>INSURER A:</b> Harleysville Insurance		23582
	<b>INSURER B:</b> Accident Fund Ins Co of Americ		
	<b>INSURER C:</b>		
	<b>INSURER D:</b>		
	<b>INSURER E:</b>		
	<b>INSURER F:</b>		

**COVERAGES**                      **CERTIFICATE NUMBER:** 14-15 Master Cert                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY		MPA000023894N	5/1/2014	5/1/2015	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY					DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					MED EXP (Any one person) \$ 5,000
	<input checked="" type="checkbox"/> Contractual Liability					PERSONAL & ADV INJURY \$ 1,000,000
	<input checked="" type="checkbox"/> Blanket Add'l Insured					GENERAL AGGREGATE \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					PRODUCTS - COMP/OP AGG \$ 2,000,000
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC					\$
A	AUTOMOBILE LIABILITY		BA000023893N	5/1/2014	5/1/2015	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO					BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS				BODILY INJURY (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS				PROPERTY DAMAGE (Per accident) \$
						Property Protection \$ 1,000,000
B	<input checked="" type="checkbox"/> UMBRELLA LIAB	<input checked="" type="checkbox"/> OCCUR	WCV0373169	5/1/2014	5/1/2015	EACH OCCURRENCE \$ 5,000,000
	<input type="checkbox"/> EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE				AGGREGATE \$ 5,000,000
	<input type="checkbox"/> DED	<input checked="" type="checkbox"/> RETENTION \$ 0				\$
B	WORKERS COMPENSATION AND EMPLOYERS LIABILITY		WCV0373169	5/1/2014	5/1/2015	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y/N				E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below	N/A				E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
						E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
All operations of the Named Insured.

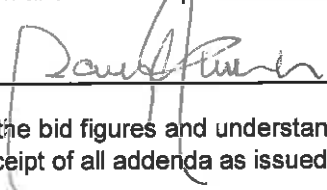
<b>CERTIFICATE HOLDER</b>  *****FOR INSURANCE PURPOSE ONLY***** ***** *****	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	<b>AUTHORIZED REPRESENTATIVE</b>  Alan Chandler/V45 <i>Alan P. Chandler</i>

**SIGNATURE PAGE**

**PRICES:**

Prices shall remain firm for 60 days or bid award, whichever comes first, except the successful bidder(s) whose prices shall remain firm through project completion and final acceptance in accordance with the bid specifications.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE: \_\_\_\_\_



**NOTE:** The undersigned has checked carefully the bid figures and understands that he/she shall be responsible for any error or omission in this bid offer and is in receipt of all addenda as issued.

TAX ID: ME-0177512

COMPANY: MCFI

ADDRESS: 6540 Diplomat Drive CITY: Sterling Hgts STATE: MI ZIP: 48314

PHONE: (586) 726-7500 FAX NUMBER: (586) 726-7504

REPRESENTATIVE NAME: Daryl Lemke

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE: \_\_\_\_\_

PAYMENT TERMS: Net 30 WARRANTY: 1 year

CHECK INCLUDED: Yes COMPLETION: Per schedule

EMAIL: dlemke@mcfi.net

**EXCEPTIONS:**

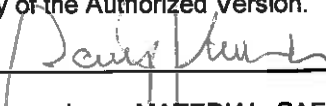
Any exceptions, substitutions, deviations, etc. from the City of Troy specifications and this bid proposal must be stated below. The reason for the exception(s), deviation(s), substitution(s), are an integral part of this bid offer.

No Exceptions

**ACKNOWLEDGEMENT:**

I, Daryl Lemke, certify that I have read the **Instructions to Bidders (2 Pages)** and that the bid proposal documents contained herein were obtained directly from the City's Purchasing Department or the MITN website, [www.mitn.info](http://www.mitn.info) and is an official copy of the Authorized Version.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE: \_\_\_\_\_



**IMPORTANT:** All City of Troy purchases require a **MATERIAL SAFETY DATA SHEET**, where applicable, in compliance with the MIOSHA "Right to Know" Law. Please include a copy of any relevant MSDS at the time of bid submission.

**NOTE:** The City of Troy, at their discretion, may require the bidder(s) to supply a Financial Report from an impartial Financial Credit Reporting Service before award of contract.

**US FUNDS:** All prices are to be quoted in U. S. Currency.



September 10, 2014

Addendum 1

ITB-COT 14-28

Energy Management Improvements – District Court

Page 1 of 1

To All Bidders:

Please be advised that the City of Troy Purchasing Department has authorized the following changes for ITB-COT 14-28 ENERGY MANAGEMENT IMPROVEMENTS – DISTRICT COURT.

The information contained herein will be considered an integral part of the original proposal documents.

Further, the **Control Drawings** were omitted from the bid document. A copy of the Control Drawings is attached to this addendum and will be considered an integral part of the original proposal document.

I, the undersigned bidder, have read this Addendum 1 and have integrated the clarification(s) and or change(s) into the Bid Proposal and Specifications for ITB-COT 14-28, Energy Management Improvements – District Court. All other items in the original bid proposal remain the same. This Addendum 1 should be attached to the top of the Bid Proposal packet at the time of submission, on or before Thursday, October 9, 2014, at 10:00 AM EDT in the office of the City Clerk.

COMPANY: MCFI

NAME OF REPRESENTATIVE: Daryl Lemke (Print)

SIGNATURE OF AUTHORIZED REPRESENTATIVE: [Signature]

ADDRESS: 6540 Diplomat Drive

Sterling Hgts, MI 48314

DATE: 10/08/14



**Legal Status of Bidder:**

The Bidder shall fill out the appropriate form and strike out the other two:

M C M I

---

A corporation duly organized and doing business under the laws of the State of MI for whom Daryl Lemke, bearing the office title of Vice President, whose signature is affixed to this proposal, is duly authorized to execute contracts.

---

~~A partnership, all members of which, with addresses, is~~

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~~AN INDIVIDUAL WHOSE SIGNATURE IS AFFIXED TO THE PROPOSAL~~

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CITY OF TROY  
OAKLAND COUNTY, MICHIGAN  
NON-COLLUSION AFFIDAVIT

TO WHOM IT MAY CONCERN:

Daryl Lemke, being duly sworn deposed, says that he/she  
(Print Full Name)

is Vice President. The party making the foregoing proposal or bid,  
(State Official Capacity in Firm)

that such bid is genuine and not collusion or sham; that said bidder has not colluded, conspired, connived, or agree, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding and has not in any manner directly or indirectly sought by agreement or collusion, or communication or conference, with any person to fix the bid price or affiant or any other bidder, or to fix any overhead, profit, or cost element of said bid price, or that of any other bidder, or to secure the advantage against the City of Troy or any person interested in the proposed contract; and that all statements contained in said proposal or bid are true.

[Signature]  
SIGNATURE OF PERSON SUBMITTING BID

[Signature]  
NOTARY'S SIGNATURE

Subscribed and sworn to before me this 8th day of October, 2014 in and for  
Macomb County.

My commission expires:

03/26/18

 MARY KAY SAVALLE  
Notary Public, State of Michigan  
County of Macomb  
My Commission Expires Mar. 26, 2018  
Acting in the County of Macomb



**CERTIFICATION REGARDING  
DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS**

The prospective participant certifies, to the best of its knowledge and belief, that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in transactions under any non-procurement programs by any federal, state or local agency.
2. Have not, within the three year period preceding, had one or more public transactions (federal, state, or local) terminated for cause or default; and
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, state, or local) and have not, within the three year period preceding the proposal, been convicted of or had a civil judgment rendered against it:
  - a. For the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public transaction (federal, state, or local), or a procurement contract under such a public transaction;
  - b. For the violation of federal, or state antitrust statutes, including those proscribing price fixing between competitors, the allocation of customers between competitors, or bid rigging; or
  - c. For the commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.

I understand that a false statement on this certification may be grounds for the rejection of this proposal or the termination of the award. In addition, the general grant of this authority exists within the City's Charter, Chapter 12, Section 12.2- Contracts.

I am able to certify to the above statements.

MCMI

\_\_\_\_\_  
Name of Agency/Company/Firm (Please Print)

Daryl Lemke, Vice President

\_\_\_\_\_  
Name and title of authorized representative (Please Print)

  
\_\_\_\_\_  
Signature of authorized representative

Date 10/08/14

I am unable to certify to the above statements. Attached is my explanation.



**VENDOR CERTIFICATION  
THAT IT IS NOT AN  
"IRAN LINKED BUSINESS"**

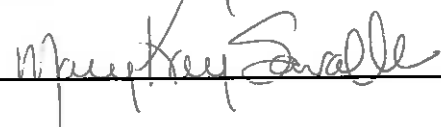
Pursuant to Michigan law, (the Iran Economic Sanctions Act, 2012 PA 517, MCL 129.311 et seq.), before accepting any bid or proposal, or entering into any contract for goods or services with any prospective Vendor, the Vendor must first certify that it is not an "IRAN LINKED BUSINESS", as defined by law.

<b>Vendor</b>	
<b>Legal Name</b>	MCFI
<b>Street Address</b>	6540 Diplomat Drive
<b>City</b>	Sterling Heights
<b>State, Zip</b>	MI, 48314
<b>Corporate I.D. Number/State</b>	38-2515721/MI
<b>Taxpayer I.D. #</b>	ME-0177512

The undersigned, with: 1.) full knowledge of all of Vendors business activities, 2.) full knowledge of the requirements and possible penalties under the law MCL 129.311 et seq. and 3.) the full and complete authority to make this certification on behalf of the Vendor, by his/her signature below, certifies that: the Vendor is NOT an "IRAN LINKED BUSINESS" as require by MCL 129.311 et seq., and as such that Vendor is legally eligible to submit a bid and be considered for a possible contract to supply goods and/or services to the City of Troy.

Signature of Vendor's Authorized Agent: 

Printed Name of Vendor's Authorized Agent: Daryl Lemke

Witness Signature: 

Printed Name of Witness: Mary Kay Savalle