J-4 Standard Purchasing Resolutions:

a) Standard Purchasing Resolution 2: Low Bidder Meeting Specifications – Painting of Community Center Gym and Pool Areas

Resolution #2018-02-014-J-4a

RESOLVED, That Troy City Council hereby **AWARDS** a contract to furnish all equipment, material, and labor to paint the Troy Community Center Gym and Pool areas to the low bidder meeting specifications; *U&S Painting, LLC dba U&S Companies of Macomb, MI* for an estimated total cost of $120,100, as contained in the bid tabulation opened January 18, 2018, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

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

Proj. # 2018C0044
401.752.755.7975.125
Req. # 2018-1...372
PO # 2018-00000949

BLANKET ORDER

No. 2018-00000949
DATE: 02/19/2018
PAGE: 1 of 1
FOB DESTINATION

Ship To
CITY OF TROY
Parks and Recreation
3179 LIVERNOIS
TROY, MI 48083

Bill To
CITY OF TROY
Parks and Recreation
3179 LIVERNOIS
TROY, MI 48083

COUNCIL RESOLUTION
2018-02-014-J-4a

VENDOR NO. 172520

Vendor
U & S PAINTING, LLC dba U & S COMPANIES
51192 MILANO
MACOMB, MI 48042

QUANTITIES ARE ESTIMATED AND WILL BE ORDERED AS NEEDED

QUANTITY	UNIT	DESCRIPTION	UNIT COST	TOTAL COST
1	Each	Pool and Gymnasium Painting Services Furnish all labor, materials, supervision, equipment, insurance, and all other items required for comprehensive surface preparation and painting of all Pool and Gymnasium Areas as per the Bid Specifications of ITB-COT 18-01. Contact Brian Goul to schedule work. 248 524 3529.	120,100.0000	$120,100.00
		Entered By: MaryBeth Murz		$120,100.00

Special Instructions:

CITY COUNCIL AWARD DATE: 2/5/2018. CERTIFICATE OF INSURANCE and ENDORSEMENT Shall be on file 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. MaryBeth Murz

Opening Date:1/18/2018
Reviewed Date: 1/19/2018

BID TABULATION
CITY OF TROY
POOL AND GYM PAINTING

	U&S Painting LLC dba U&S Companies	Royal Painting & Remodeling	MUP Pro Construction Inc.(Selca Painting)
Vendor Name:	Macomb, MI	Sterling Heights, MI	Bruce Twp. MI
Check #:	9479217489	9226913518	1602404185

PROPOSAL: Furnish all labor, materials, supervision, equipment, insurance, and all other items required for comprehensive surface preparation and painting of all pool room area roof underside steel framing, CMU wall and gypsum board wall surfaces as well as gymnasium area roof underside steel framing and CMU wall surfaces along with a possible alternates including preparation and painting of all gymnasium area roof underside metal deck surfaces, gymnasium area perimeter wall HVAC ductwork system related metal surfaces and/or gymnasium area perimeter wall tectum tile surfaces all within the Troy Community Center building located at 3179 Livernois in Troy, Michigan and any other related "Work", as more particularly defined in the Construction Documents.

W.I. NO.	Description	Units	EST. QTY	Extension	Extension	Extension
1.0	Mobilization	LS	LS			
2.0	Pool Area-Roof Underside Steel Framing and HVAC Ductwork Systems Surfaces Preparation and Painting	LS	All Pool Room Area Roof Support Steel Framing & HVAC Ductwork Related Surfaces	$71,200.00		
3.0	Pool Area-CMU Wall and Gypsum Board Wall Systems Surfaces Preparation and Painting	LS	All Pool Room Area CMU & Non Decorative Gypsum Board Wall Surfaces	$8,900.00		
4.0	Gymnasium Area-Roof Underside Deck and Steel Framing Systems Surfaces Preparation and Painting	LS	All Gymnasium Area Roof Underside Metal Deck & Steel Support Framing System Surfaces	$17,000.00		
5.0	Gymnasium Area-CMU Wall and Gypsum Board Wall Systems Surfaces Preparation and Painting	LS	All Gymnasium Area CMU & Gypsum Board Wall Surfaces	$15,000.00		
Total Base Bid, Lump Sum Quote, Work Items 1.0- 5.0				$112,100.00	$132,855.00	$135,209.00
ALTERNATES:						
6.0	Gymnasium Area-Perimeter Wall HVAC Ductwork Systems Surfaces Preparation and Painting	LS	All Gymnasium Area Perimeter Wall HVAC Ductwork System Related Metal Surfaces	$2,000.00		
7.0	Gymnasium Area-Perimeter Wall Tectum Tile System Surfaces Preparation and Painting	LS	All Gymnasium Area Perimeter Wall Tectum Tile System Related Surfaces	$6,000.00		

Opening Date:1/18/2018
Reviewed Date:1/19/2018

BID TABULATION
CITY OF TROY
POOL AND GYM PAINTING

ITB-COT 18-01

		Vendor Name:	U&S Painting LLC dba U&S Companies	Royal Painting & Remodeling	MUP Pro Construction Inc.(Selca Painting)
			Macomb, MI	Sterling Heights, MI	Bruce Twp. MI
Number of Days Necessary to Complete all Work:			20-26	60	60
Attended Pre Bid Meeting:	Y or N		Y	Y	Y
Hours of Operation:			8:30AM-5PM M-F	8AM-6PM	8AM-6PM
24 Hour Phone #:			248-588-0675	586-625-3979	586-360-9827
Progress Payments:			Due upon completion of project and successful walkthrough	30% of the work is done 30% of payment 60- 60% and 10% after finished	30% upon 30% work completed 30% upon 60% completed 30% upon 90% completed and 10% withheld until final approval
References:	Y or N		Y	Y	Y
Insurance Met:	Y or N		Y	Y	Y
Warranty:	Y or N		2 Year on Metal Surfaces, 5 Year on Drywall, tile and CMU	18 Months	18 Months
Completion:			20-26 Days	60 Days	30-Jun-18
Exceptions:	Y or N		N	N	N
Acknowledgement:	Y or N		Y	Y	Y
Forms:	Y or N		Y	Y	Y

ATTEST:

Enna Bachelor

Sue Reisterer

Brian Goul

MaryBeth Murz
Purchasing Manager

CITY OF TROY
BID PROPOSAL

The undersigned proposes to **POOL & GYMNASIUM AREA PAINTING AT TROY COMMUNITY CENTER** in accordance with the attached specifications, diagrams and site maps that are to be considered an integral part of this proposal, at the following prices:

COMPANY NAME: CL&S Companies

The bid document contains the following sections:

Instructions to Bidders (2 pages)
Bid Proposal (9 pages)
Forms (8 forms)
Public Act 57 (2 pages)
Sample Insurance Certificate (1 page)
Consent of Surety - sample (1 page)
Statement of No Bid (1 page)
Work Item Specifications (13 pages)
Descriptive Pictures (5 pages)

PROPOSAL: Furnish all labor, materials, supervision, equipment, insurance, and all other items required for comprehensive surface preparation and painting of all pool room area roof underside steel framing, CMU wall and gypsum board wall surfaces as well as gymnasium area roof underside steel framing and CMU wall surfaces along with a possible alternates including preparation and painting of all gymnasium area roof underside metal deck surfaces, gymnasium area perimeter wall HVAC ductwork system related metal surfaces and/or gymnasium area perimeter wall tectum tile surfaces all within the Troy Community Center building located at 3179 Livernois in Troy, Michigan and any other related "Work", as more particularly defined in the Construction Documents.

The undersigned hereby proposes and agrees to furnish all material, labor, equipment, tools and supervision and to furnish all services necessary to complete the work required by the construction documents and specified by the engineering firm for the following Base Bid Lump Sum:

One hundred and twelve thousand and ($ 112,100.00)
one hundred dollars
Dollars

PRICE PROPOSAL

In submitting this bid, the Bidder acknowledges that any and all Work Item quantities are estimates. It is the Contractors responsibility to verify actual quantities. The City may increase or decrease any unit price quantities at the submitted unit prices. The City may also exclude or eliminate any Work Item(s).

W.I.* NO.	DESCRIPTION	UNITS	ESTIMATED QUANTITY	UNIT PRICES	EXTENSION
1.0	MOBILIZATION	LS	LS	-----	
2.0	POOL AREA – ROOF UNDERSIDE STEEL FRAMING AND HVAC DUCTWORK SYSTEMS SURFACES PREPARATION AND PAINTING	LS	ALL POOL ROOM AREA ROOF SUPPORT STEEL FRAMING & HVAC DUCTWORK RELATED SURFACES	-----	71,200.00
3.0	POOL AREA – CMU WALL AND GYPSUM BOARD WALL SYSTEMS SURFACES PREPARATION AND PAINTING	LS	ALL POOL ROOM AREA CMU & NON-DECORATIVE GYPSUM BOARD WALL SURFACES	-----	8,900.00
4.0	GYMNASIUM AREA – ROOF UNDERSIDE DECK AND STEEL FRAMING SYSTEMS SURFACES PREPARATION AND PAINTING	LS	ALL GYMNASIUM AREA ROOF UNDERSIDE METAL DECK & STEEL SUPPORT FRAMING SYSTEM SURFACES	-----	17,000.00
5.0	GYMNASIUM AREA – CMU WALL AND GYPSUM BOARD WALL SYSTEMS SURFACES PREPARATION AND PAINTING	LS	ALL GYMNASIUM AREA CMU & GYPSUM BOARD WALL SURFACES	-----	15,000.00

TOTAL BASE BID, LUMP SUM QUOTE, WORK ITEMS 1.0 THROUGH 5.0 ..... $ 112,100.00

COMPANY NAME: UdS Companies

ALTERNATES:

W.I.* NO.	DESCRIPTION	UNITS	ESTIMATED QUANTITY	UNIT PRICES	EXTENSION
6.0	GYMNASIUM AREA – PERIMETER WALL HVAC DUCTWORK SYSTEMS SURFACES PREPARATION AND PAINTING	LS	ALL GYMNASIUM AREA PERIMETER WALL HVAC DUCTWORK SYSTEM RELATED METAL SURFACES	-----	2,000.00
7.0	GYMNASIUM AREA – PERIMETER WALL TECTUM TILE SYSTEM SURFACES PREPARATION AND PAINTING	LS	ALL GYMNASIUM AREA PERIMETER WALL TECTUM TILE SYSTEM RELATED SURFACES	-----	6,000.00

NUMBER DAYS NECESSARY TO COMPLETE ALL WORK: 20 - 26 days

COMPANY NAME: Ud S Companies

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

MANDATORY PRE-BID MEETING:
A **Mandatory Pre-Bid Meeting** will be held on **Tuesday, January 9, 2018 at 1:00pm at Troy Community Center 3179 Livernois, Troy, Michigan 48083. Meet in the Lobby.** The meeting will be held with prospective bidders to answer and/or clarify questions regarding bid specifications and site plans.

ADDITIONAL INFORMATION:
For additional information or questions concerning this project, please contact Mr. Brian Goul, Assistant Recreation Director at (248) 524-3529 or GoulB@troymi.gov between the hours of 9:00 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 Troy Community Center work site.

CONTACT INFORMATION:
Hours of operation: Monday - Friday 8:30am - 5:00pm 24 Hr. Contact Phone No. 248-588-0675

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.

COMPANY NAME: UdS Companies

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.

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 Payment due upon completion of project and successful walkthrough
(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: City of Troy Police Department
ADDRESS: 500 West Big Beaver
PHONE: (248) 524-3477 CONTACT: David Quaiatto
EMAIL: quaiattod@troymi.gov

COMPANY: Select Community Management
ADDRESS: 4045 Stone School Rd Ann Arbor 48108
PHONE: (734) 663-1900 ext 223 CONTACT: Aaron Hawley
EMAIL: ahawley@thecondopros.com

COMPANY: Bentak
ADDRESS: 31731 Northwestern Highway Suite 250W Farmington Hills
PHONE: (517) 715-9505 CONTACT: Dennis Hanson
EMAIL: dhanson@Bentak.com

COMPANY NAME: UAS Companies

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)].

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. Brian Goul, Assistant Recreation Director. 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.

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: U & S Companies

INSURANCE:

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

The contractor, or any of their subcontractors, shall not commence work under this contract until they have obtained the insurance required, and shall keep such insurance in force during the entire life of this contract. All coverage shall be with insurance companies licensed and admitted to business in the State of Michigan and acceptable to the City of Troy. The requirements below should not be interpreted to limit the liability of the Contractor. All deductibles and self-insured retentions (SIR's) are the responsibility of the Contractor.

(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 as well as the required endorsements 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 in accordance with all applicable statutes of the State of 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.

WORKERS' COMPENSATION INSURANCE, including Employers' Liability Coverage, in accordance with all applicable statutes of the State of Michigan.

COMPANY NAME UDS Companies

INSURANCE CONTINUED

COMMERCIAL GENERAL LIABILITY INSURANCE on an "Occurrence Basis" with limits of liability not less than $1,000.000.00 per occurrence and aggregate. Coverage shall include the following extensions: (A) Contractual liability; (B) Products and Completed Operations; (C) Independent Contractors Coverage; (D) Broad Form General Liability Extensions or equivalent, if not already included; (E) Deletion of all Explosion, Collapse, and Underground (XCU) Exclusions, if applicable.

AUTOMOBILE LIABILITY, including Michigan No-Fault Coverages, with limits of liability not less than $1,000,000.00 per occurrence combined single limit for Bodily Injury, and Property Damage. Coverage shall include all owned vehicles, all non-owned vehicles, and all hired vehicles.

ADDITIONAL INSURED:
Commercial General Liability and Automobile Liability, as described in the attached SAMPLE shall include an Additional Insured Endorsement stating the following shall be *Additional Insureds:* The City of Troy including all elected and appointed officials, all employees and volunteers, all boards, commissions, and/or authorities and council members, including employees and volunteers thereof. It is understood and agreed by naming the City of Troy as additional insured, coverage afforded is considered to be primary and any other insurance the City of Troy may have in effect shall be considered secondary and/or excess.

CANCELLATION NOTICE:
All policies, as described above, shall include an endorsement stating that it is understood and agreed that Thirty (30) days, Ten (10) days for non-payment of premium, Advance Written Notice of Cancellation, Non-Renewal, Reduction, and/or Material Change shall be mailed to:

City of Troy
Purchasing Manager
500 West Big Beaver
Troy, MI 48084

PROOF OF INSURANCE COVERAGE:
The Contractor shall provide the City of Troy, at the time that the contracts are returned by him/her for execution, a Certificate of Insurance as well as the required endorsements. In lieu of required endorsements, if applicable, a copy of the policy sections where coverage is provided for additional insured and cancellation notice would be acceptable. Copies or certified copies of all policies mentioned above all shall be furnished, if so requested.

If any of the applicable coverages expire during the term of this contract, the Contractor shall deliver renewal certificates and endorsements to the City of Troy at least ten (10) days prior to the expiration date.

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 City's Purchasing Manager will review the insurance certificates and endorsements to ensure all acceptable documents have been received and allow (5) business additional days after verbal / electronic notification to submit final insurance certificate(s) in accordance with 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: UAS Companies

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: Evan Wilson

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: 26-4350240
COMPANY: U&S Painting LLC dba U&S Companies
ADDRESS: 51192 Milano CITY: Macomb STATE: MI ZIP: 48042
PHONE: (248) 588-0675 FAX NUMBER: (248) 588-0683
REPRESENTATIVE NAME: Evan Wilson
SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE:
PAYMENT TERMS: 30 days upon completion WARRANTY: Two year on Metal surfaces; Five year on drywall tile and CMU.
CHECK INCLUDED: $5,000.00 COMPLETION: 20-26 days
EMAIL: Evan@uandscompanies.com

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.

ACKNOWLEDGEMENT:
I, EVAN WILSON, 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 and is an official copy of the Authorized Version.

SIGNATURE OF AUTHORIZED COMPANY REPRESENTATIVE: Evan Wilson

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.

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.

Vendor	
Legal Name	UdS Painting LLC dba UdS Companies
Street Address	51192 Milano Dr.
City	Macomb
State, Zip	Michigan 48042
Corporate I.D. Number/State	
Taxpayer I.D. #	26-4350240

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: Evan M Wilson

Printed Name of Vendor's Authorized Agent: EVAN M WILSON

Witness Signature: Shannon Murray

Printed Name of Witness: Shannon Murray

Legal Status of Bidder:

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

U+S Companies

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

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

AN INDIVIDUAL, WHOSE SIGNATURE IS AFFIXED TO THE PROPOSAL:

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, and 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.

U&S Painting LLC dba U&S Companies

Name of Agency/Company/Firm *(Please Print)*

EVAN Wilson President/Owner

Name and title of authorized representative *(Please Print)*

Signature of authorized representative

Date

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

CITY OF TROY
OAKLAND COUNTY, MICHIGAN
NON-COLLUSION AFFIDAVIT

TO WHOM IT MAY CONCERN:

Evan Wilson, being duly sworn deposed, says that he/she
(Print Full Name)

is President/Owner. 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 OF PERSON SUBMITTING BID

NOTARY'S SIGNATURE

Subscribed and sworn to before me this 17th day of January, 2018 in and for Macomb County.

My commission expires:
12/3/23

AMY STRICKER
NOTARY PUBLIC, STATE OF MI
COUNTY OF MACOMB
MY COMMISSION EXPIRES Dec 3, 2023
ACTING IN COUNTY OF Macomb

To All Bidders:

Please be advised that as a result of the **Mandatory Pre-Proposal Meeting & Walkthrough** conducted on Tuesday, January 9, 2018 the Purchasing Department for the City of Troy authorized the following clarification(s) and or change(s) to for RFP-COT 18-01 POOL & GYMNASIUM AREA PAINTING. The clarification(s) and or change(s) will be considered an integral part of the original proposal document.

Items from the bid documents to be aware of that were REVIEWED again in the meeting:

- Sealed Proposals for POOL & GYMNASIUM AREA PAINTING will be received by the City of Troy at the office of the City Clerk, 500 W. Big Beaver Road, Troy, MI 48084 until **10:00AM**, **THURSDAY, JANUARY 18, 2018**, after which time Proposals will be received and Company names will be opened read aloud in the Troy City Offices. Late Proposal submittals will not be accepted or considered for award.
- When submitting Proposals, mark Envelopes with the Bid Number, Name, and the Opening Date.
- **Questions:** Prospective bidders may request that the City of Troy clarify information contained in the bid documents. All such requests must be made in writing and emailed to Enna Bachelor, enna.bachelor@troymi.gov. The City of Troy response to any request for clarification will be provided to all potential bidders in the form of an addendum.
- **Addenda:** If it becomes necessary to revise any part of the Invitation to Bid, notice of the revision will be posted on the MITN website in the form of an Addendum to all parties who attended the Mandatory Pre-Bid Meeting. All Addenda shall become a part of the Invitation to Bid. Each Bidder should in its Bid, to avoid any miscommunication, acknowledge all Addenda which it has received, but the failure of a Proposer to receive, or acknowledge receipt of any Addendum shall not relieve the Bidder of the responsibility for complying with the terms thereof.
- **Mandatory Prebid & Walkthrough:** Bids will not be considered from firms not in attendance at the Mandatory Prebid and Walkthrough.
- **Insurance:** If awarded - Insurance needs to be submitted to the City's Purchasing Manager, and approved before work can begin.
- **Signature Page:** A person authorized to bind the vendor in a contractual obligation with the City Troy shall sign the signature page. Any exceptions taken must be documented on the signature page.
- **Bid Deposit:** A bid deposit in the amount of $5,000.00 must be submitted with your bid response.
- **Paint Colors:** All paint shall match existing colors subject to the approval of the Recreation Department.

POOL AREA CLARIFICATIONS

- Office area not including in scope of painting
- Decking not included in scope of painting
- Only the actual mural surfaces are excluded from the gypsum board wall painting workscope
- Roof support, HVAC duct work, concrete masonry surfaces. Gypsum board services included in painting scope
- Pools will be drained of all water and closed to the public.
- Pool is concrete
- Earliest day pool area can be accessed in May 29, 2018.
- 24-hour access is available.
- Work must be completed no later than June 30, 2018.
- More intense surface prep work will be necessary in the pool area.
- Weight limit on floor is unknown.

GYM AREA CLARIFICATIONS

- All alternate specified must be priced out separately and not included in the base bid
- Basketball supports, fire suppression system, fixtures not included in the scope of painting.

The following Companies were represented and in attendance at the mandatory pre-bid meeting and walkthrough.

- Pappas Painting
- Royal Painting
- Selca Painting
- PPG Paints
- Niles Construction
- U & S Companies

In attendance and introduced - City of Troy Employees:

- Enna Bachelor, Buyer
- Brian Goul, Assistant Recreation Director
- Morgan Thrasher, Recreation Supervisor
- Paul Stutsman, Project Engineer

I, the undersigned bidder, have read this Addendum 1 and have integrated the clarification(s) and or change(s) into the *Invitation to Bid* and *Specifications* for ITB-COT 18-01 POOL & GYMNASIUM AREA PAINTING. All other items in the original ITB 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, January 18, 2018 at 10:00 AM EST** in the office of the City Clerk.

COMPANY	U+S Companies
AUTHORIZED REPRESENTATIVE	Evan Wilson
SIGNATURE	
ADDRESS	51192 Milano Dr.
CITY, STATE, ZIP	Macomb Twp. MI 48042
DATE	01/17/2018

500 West Big Beaver
Troy, MI 48084
troymi.gov

CITY COUNCIL AGENDA ITEM

Date: January 23, 2018

To: Brian Kischnick, City Manager

From: Mark F. Miller, Director of Economic and Community Development
Tom Darling, Financial Services Director
MaryBeth Murz, Purchasing Manager
Elaine S. Bo, Recreation Director
Brian E. Goul, Assistant Recreation Director

Subject: Standard Purchasing Resolution 2 - Low Bidder Meeting Specification and Budget Amendment – Painting of Community Center Gym and Pool Areas.

History

- The Community Center Pool and Gym areas have not been painted since it opened in 2001.
- The ceilings in both the pool and gym areas are rusting and in need of preparation and painting.
- The Pool and Gym areas were not part of the painting of the building that took place in 2014.
- This painting is needed at this time to ensure continued longevity of the building.

Purchasing

On January 18, 2018, a bid opening was conducted as required by City Charter and Code to furnish all equipment, material and labor to paint many interior areas of the City of Troy Community Center. The bid was posted on the Michigan Inter-governmental Trade Network (MITN) website; www.mitn.info and the bid was also sent to the Troy Chamber of Commerce. Three (3) bid responses were received. Below is a detailed summary of potential vendors:

Companies notified via MITN	257
Troy Companies notified via MITN	6
Troy Companies notified Active email Notification	6
Troy Companies notified Active Free	0
Companies that viewed the bid	22
Troy Companies that viewed the bid	0

MITN *provides a resourceful online platform to streamline the procurement process, reduce costs, and make it easier and more transparent for vendors to do business with the City of Troy.*
Active MITN members with a current membership and paying annual dues receive automatic electronic notification which allows instant access to Bids, RFPS and Quote opportunities with the City.
Active MITN *non-paying* members are responsible to monitor and check the MITN website for opportunities to do business with the City.
Inactive MITN member status can occur when a company does not renew their account upon expiration. Inactive members cannot be notified of solicitations or access any bid information.

Purchasing (Continued)
After reviewing the bid proposal, *U&S Painting, LLC dba U&S Companies of Macomb, MI* was the low bidder meeting all bid specifications and is being recommended for this project at the Troy Community Center.

Financial
The funds for this purchase are available in the Community Center Buildings and Improvements Annex Renovation Capital Account in the amount of $120,100. The Project# is 2018C0044.

Recommendation
City management recommends awarding a contract to furnish all equipment, material, and labor to paint the Community Center Pool and Gym to the lowest bidder *U&S Painting, LLC dba U&S Companies of Macomb, MI* for an estimated total cost of $120,100 at unit prices contained in the bid tabulation dated January 18, 2018.

STANDARD PURCHASING RESOLUTION 2 – Low Bidder Meeting Specifications – Painting of Community Center Gym and Pool Areas

RESOLVED, That Troy City Council hereby AWARDS a contract to furnish all equipment, material, and labor to paint the Troy Community Center Gym and Pool areas to the low bidder meeting specifications; *U&S Painting, LLC dba U&S Companies of Macomb, MI* for an estimated total cost of $120,100, as contained in the bid tabulation opened January 18, 2018, a copy of which shall be ATTACHED to the original Minutes of this meeting.

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

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 01/22/2018

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).

PRODUCER Crumm Insurance Agency 2959 Crooks Road, Suite 1 Troy MI 48084-4731	**CONTACT NAME:** **PHONE (A/C, No, Ext):** (248) 649-6450 **FAX (A/C, No):** (248) 643-6340 **E-MAIL ADDRESS:**
INSURED U & S Painting, LLC dba U & S Companies 51192 Milano Drive Macomb MI 48042	**INSURER(S) AFFORDING COVERAGE** / **NAIC #** INSURER A : Grange Insurance Company of Michigan 11136 INSURER B : The Travelers Indemnity Company 25658 INSURER C : INSURER D : INSURER E : INSURER F :

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:** 01

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 INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	**GENERAL LIABILITY** [X] COMMERCIAL GENERAL LIABILITY [ ] CLAIMS-MADE [X] OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: [ ] POLICY [X] PRO-JECT [ ] LOC	X		CT 2073845	04/21/2017	04/21/2018	EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea occurrence) MED EXP (Any one person) PERSONAL & ADV INJURY GENERAL AGGREGATE PRODUCTS - COMP/OP AGG	$ 1,000,000 $ 100,000 $ 5,000 $ Incl $ 2,000,000 $ 2,000,000
A	**AUTOMOBILE LIABILITY** [ ] ANY AUTO [ ] ALL OWNED AUTOS [X] HIRED AUTOS [X] SCHEDULED AUTOS [X] NON-OWNED AUTOS	X		CA 3182078	04/21/2017	04/21/2018	COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)	$ 1,000,000 $ $ $
A	[X] **UMBRELLA LIAB** [X] OCCUR **EXCESS LIAB** [ ] CLAIMS-MADE [ ] DED [X] RETENTION $ 0			CUP 2074411	04/21/2017	04/21/2018	EACH OCCURRENCE AGGREGATE	$ 1,000,000 $ 1,000,000
B	**WORKERS COMPENSATION AND EMPLOYERS' LIABILITY** Y/N ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? [Y] N/A **(Mandatory in NH)** If yes, describe under DESCRIPTION OF OPERATIONS below			6KUB-2E16081-6	04/21/2017	04/21/2018	WC STATU-TORY LIMITS [X] OTH-ER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT	$ 1,000,000 $ 1,000,000 $ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

The City of Troy including elected and appointed officials, all employees and volunteers, all boards commissions, and/or authorities and council members, including employees and volunteers thereof is an additional insured subject to all policy provisions.

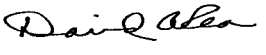
CERTIFICATE HOLDER

City of Troy
500 West Big Beaver Road
Troy MI 48084

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE



ACORD 25 (2010/05)

© 1988-2010 ACORD CORPORATION. All rights reserved.

The ACORD name and logo are registered marks of ACORD

U & S Painting, LLC dba U & S Companies

Endorsement	BP 123

Policy Number: CT 2073845

Primary and Noncontributory - Other Insurance Provision (Blanket)

This endorsement modifies insurance provided under the following:

BUSINESSOWNERS COVERAGE FORM

If required by written contract or agreement between you and a person or organization that is included as an additional insured for Business Liability Coverage by attachment of an additional insured endorsement to this policy:

1. The Business Liability Coverage we provide that additional insured under such endorsement shall be primary, and

2. We shall not seek contribution from any other insurance issued to that additional insured.

U & S Painting, LLC dba

U & S Companies

Endorsement	IL 03

Policy Number: CT 2073845

Cancellation Privilege Notice

This endorsement changes the policy effective on the inception date of the policy unless another date is indicated below.

Endorsement effective at 12:01 A.M. standard time	
Named Insured	Countersigned by

(Authorized Representative)

SCHEDULE

Name and Address of Person or Organization to Receive Notice of Cancellation:

City of Troy

500 West Big Beaver Road

Troy MI 48084

A. If we cancel this policy, we will mail to the person or organization named in the Schedule of this endorsement, written notice of cancellation at least ———— 30 days before the effective date of cancellation.

B. If you cancel this policy, we will mail to the person or organization named in the Schedule of this endorsement, written notice of cancellation.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - OWNERS, LESSEES OR CONTRACTORS - WITH ADDITIONAL INSURED REQUIREMENT IN CONSTRUCTION CONTRACT

This endorsement modifies insurance provided under the following:

BUSINESSOWNERS COVERAGE FORM

The following is added to Paragraph **C. Who Is An Insured** in **Section II - Liability:**

3. Any person(s) or organization(s) for whom you are performing operations is also an additional insured, if you and such person(s) or organization(s) have agreed in writing in a contract or agreement that such person(s) or organization(s) be included as an additional insured on your policy. Such person(s) or organization(s) is an additional insured only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by:
   a. Your acts or omissions; or
   b. The acts or omissions of those acting on your behalf;

   in the performance of your ongoing operations for the additional insured.

A person's or organization's status as an insured under this endorsement ends when your operations for that insured are completed or the contractor's agreement is terminated.

SAMPLE

© ISO Properties, Inc., 2004