

NYC Environmental Protection, Bureau of Water Supply

Pre-Bid Conference

Date: May 31, 2023

Time: 10:00 am

via Teams Meeting Call-in: +1 347-921-5612,

Conference ID: 907639401 #

Site Visit: June 2, 2023, at 10:00 am

**19 Westlake Drive, Mount Pleasant, NY, 10595 (Former Kensico
Laboratory)**

Scan the QR Code



After Scanning, Enter all requested
information, the completed list will be posted
in PASSPort
Contract CRO-624

Agenda

- 1. Introductions / Attendance**
- 2. Bid Protocol/Key Dates**
- 3. PASSPort Guidelines**
- 4. General Contract Requirements**
- 5. Prevailing Wage**
- 6. Apprenticeship Program Requirement**
- 7. Local Law 1: NYC M/WBE Program**
- 8. Subcontractor Approval**
- 9. Contract Summary/Scope of Work**
- 10. Health and Safety Requirements**
- 11. Questions**

BID PROTOCOL/KEY DATES

- **Request for Information (RFI)** can be submitted only electronically through the City of New York **PASSPort** system.
- **Questions During RFI:**
 - PASSPort system, Discussion Forum, is the point of contact for vendor questions
 - Discussion Forum will be used to provide answers to questions
 - Responses to information requests by phone will not be provided.
 - **Question Due Date is June 14, 2023**
- **Response Due Date is June 28, 2023 at 10:00 am**
- **Bid Opening Date is June 28, 2023 at 2:00 pm via Microsoft Teams**

- All Bids/Proposals/Questions must be submitted in PASSPort
- For assistance in using PASSPort contact the Mayor's Office of Contract Services, MOCS, at:

<https://mocssupport.atlassian.net/servicedesk/customer/portal/8/group/29/create/157>

[ce Desk](#)

- The Discussion with buyer tab is a forum to communicate directly in PASSPort with the RFX contracting agency after you have decided to respond to the RFX (i.e. clicked “Participate in RFX” button).
- PASSPort maintains and can display a record of all interactions between you and the agency.
- Indicate the Type of message you would like to send by selecting a category from the drop-down.
- Add a Subject line.
- Indicate the agency contact To whom you are sending this message by selecting from the drop-down menu.
- Compose your message in the textbox.
- Click the “Send” button to submit your message

General Contract Requirements

- **Contract Term is 822 ccds (2.25 years) from DEP's Notice to Proceed. No renewal option.**
- **The Work under this Contract is subject to prevailing wages, as defined in the Labor Law Section 220.**
- **All workers must be paid by check or direct deposit.**
- **Be sure to review Schedule A in the Bid Booklet for contract and insurance requirements.**
- **Maximum overall subcontracting on contract cannot exceed 40%.**
- **Any subcontractors used must be approved prior to work.**
- **PIP (Payee Information Portal) required.**

- This contract is subject to prevailing wage requirements under Article 8 from Comptroller Determination of the NYS Labor Law.
- Workers must be paid the prevailing wage and supplement rates that are in effect (for each trade) at the time the work is performed.
- Work is located in Westchester County. The prevailing wage rate to be paid is related to the county where the Work is being performed.
- NYC Comptroller's current certified payroll report forms (last updated September 2019) and DEP employee sign in sheets are required for all trade work performed under this contract.
- The prevailing wage titles anticipated under this Contract include, but are not necessarily limited to those listed in the Spec Book in PASSPort.
- To view the most recent Schedules, click on the link below
[NYC Comptroller Prevailing Wage Schedules](#) or [Public Work and Prevailing Wage \(ny.gov\)](#)

- Please be advised that, pursuant to the authority granted to the City under Labor Law §816-b, the Department of Environmental Protection hereby requires that the contractor awarded a contract as a result of this solicitation, and any of its subcontractors with subcontracts worth two million dollars or over, have, prior to entering into such contract or subcontract, apprenticeship agreements appropriate for the type and scope of work to be performed that have been registered with, and approved by, the New York State Commissioner of Labor.
- In addition, the contractor and its subcontractors will be required to show that such apprenticeship program/s have successfully passed the two year Probation period following the initial registration date of such program/s with the New York State Department of Labor.
- The failure to prove, upon request, that these requirements have been met shall result in the contract not being awarded to the contractor or the subcontractor not being approved.
- **Note that the Apprenticeship Directive applies only to the CRO-624G contract.**

❖ Local Law 1 (LL-1): New York City M/WBE Program

The following M/WBE Participation Goals have been established for this contract:

- CRO-624G - 24% Total M/WBE participation requirement: 19% Unspecified, 5% Hispanic American,
 - CRO-624H - 9% Total M/WBE participation requirement: 9% Unspecified
 - CRO-624P - 8% Total M/WBE participation requirement: 8% Unspecified
 - CRO-624E - 9% Total M/WBE participation requirement: 9% Unspecified
- M/WBE firms must be certified by NYC Small Business Services. A directory of City Certified Firms is available on SBS website at www.nyc.gov/buycertified
 - PASSPort will now require information related to the MWBE requirements to be submitted along with the bid/proposal. Additionally, there is a new Schedule B document. The revised Schedule B provides detail about how to enter the required information into PASSPort.

- The Contractor will be required to submit Quarterly M/WBE reports in order to track progress towards meeting the goal
- The Contractor should also continue good faith efforts to seek opportunities for M/WBE participation during the life of the contract even if proposed M/WBE goals have been achieved
- Note that under the City's M/WBE Program, suppliers do not count towards a Prime's M/WBE Utilization
- Prime contractors that do not comply with LL-1 M/WBE goals on this contract are subject to penalties including but not limited to liquidated damages and a poor performance evaluation in PASSPort

- ❖ A subcontractor cannot start work, even off site (e.g. fabrication of material) before the Subcontractor receives at least a Preliminary Approval
- ❖ A contractor cannot get paid for a subcontractor's work until the **SAF** receives final approval
- ❖ A Request for a **Subcontractor Approval Form (SAF)** must be submitted for all subcontractors regardless of tier
- ❖ An **SAF** is not needed for a supplier that strictly delivers equipment, goods or materials and leaves the project site after the delivery is made. For the purposes of ACCO subcontractor approval, a vendor is not considered a supplier if in addition to providing equipment, goods or materials, it also provides other services **on or off site** to the project including but not limited to installation, maintenance or consulting services
- ❖ An **SAF** is required for every new subcontract and on contract renewals

- ❖ Start date on the SAF **must** be left blank, the start date will coincide with ACCO approval

- ❖ Time for approval varies widely
 - We suggest **SAF** should be submitted at least 30 days before the subcontractor is needed on the project

- ❖ It is important that the subcontractor on the SAF form is accurately identified as an M/W/DBE

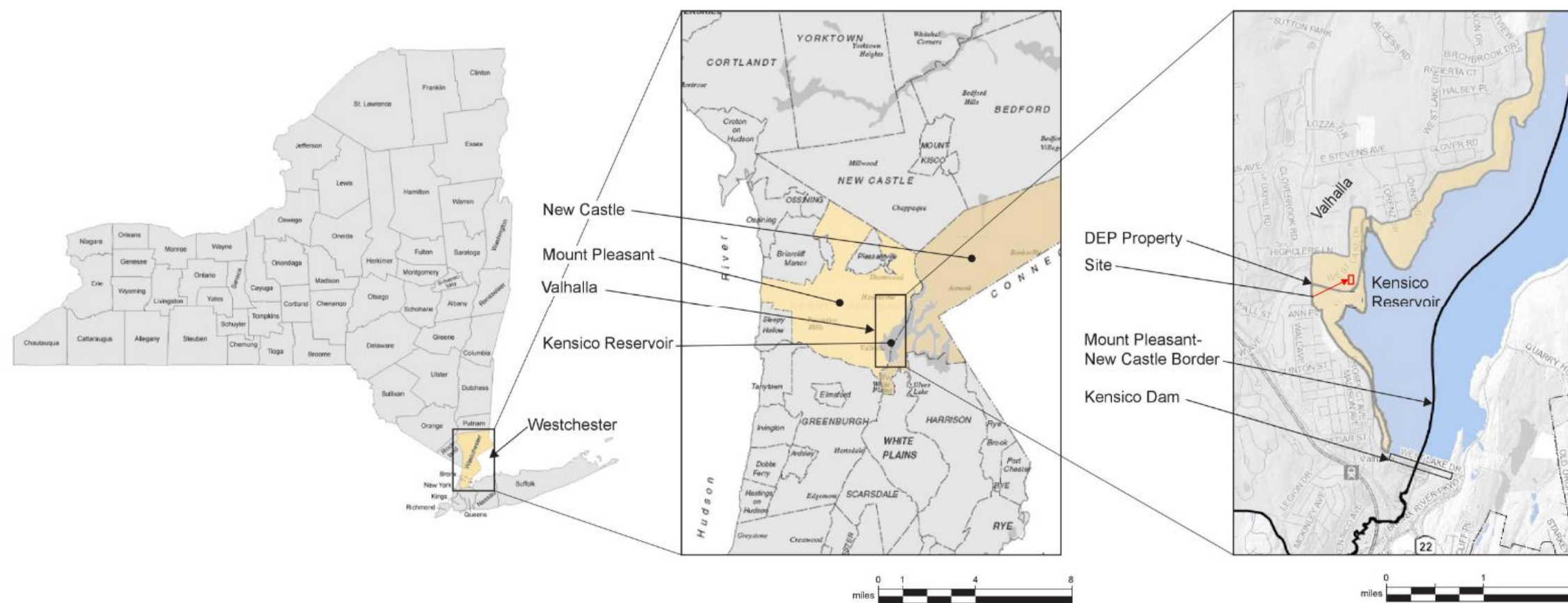
- ❖ If the subcontract amount changes (**increases OR decreases**) regardless of value, a revised (**SAF**) **MUST** be submitted

- ❖ Good Faith Efforts to subcontract work to M/W/DBEs will be required for all subcontractor approval requests of non-M/W/DBE subs

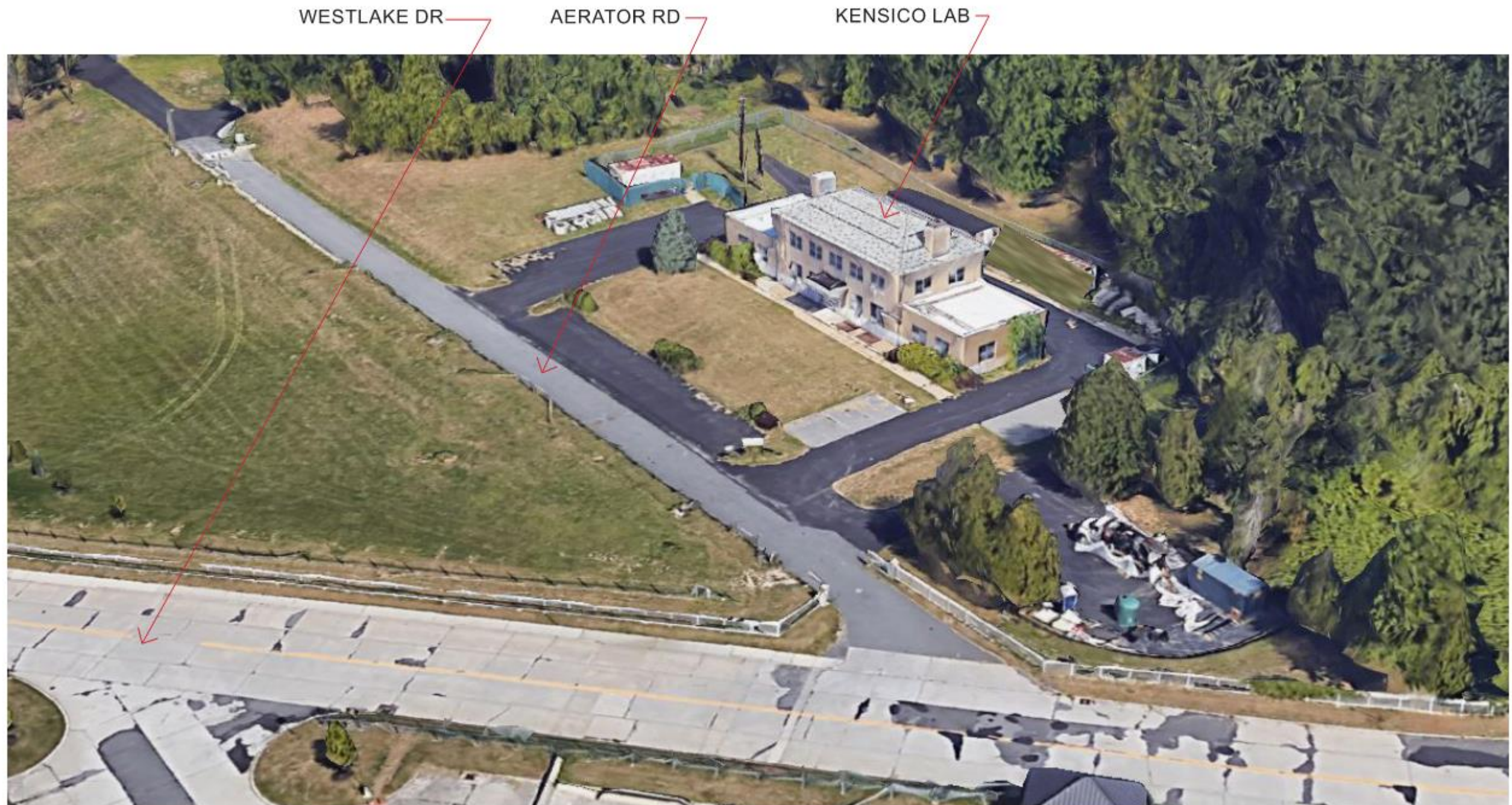
Contract Summary/Scope of Work

LIST OF WORK LOCATIONS

- 19 Westlake Drive, Mount Pleasant, NY, 10595 (Former Kensico Laboratory)
- Town of Mount Pleasant, Westchester County, New York
- Existing Kensico Laboratory is owned by NYCDEP – it has been vacant for the last several years



Location



BIRD'S-EYE VIEW LOOKING NORTH

AERATOR RD

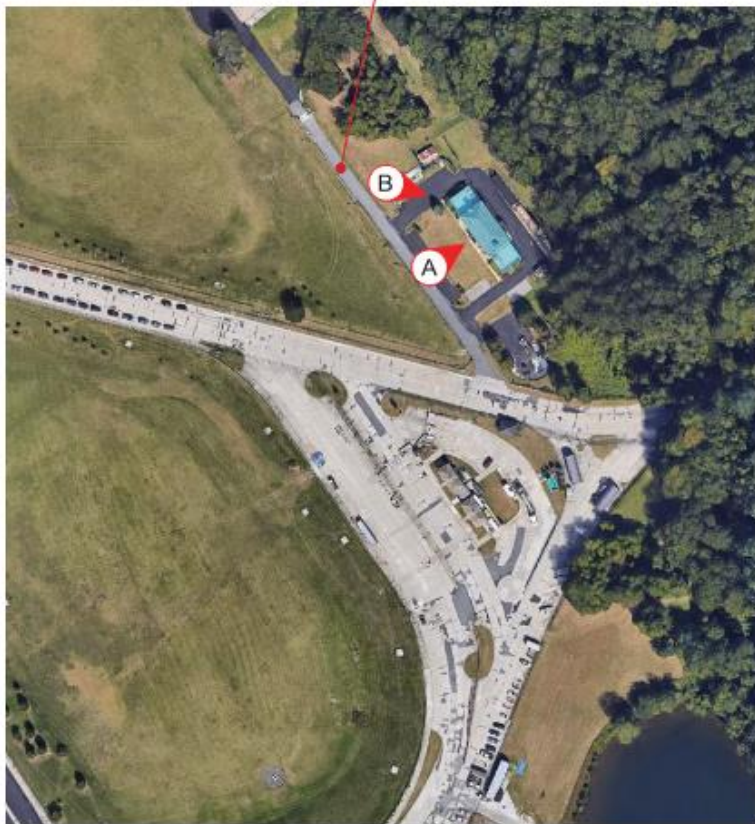


PHOTO KEY PLAN



(A)



(B)

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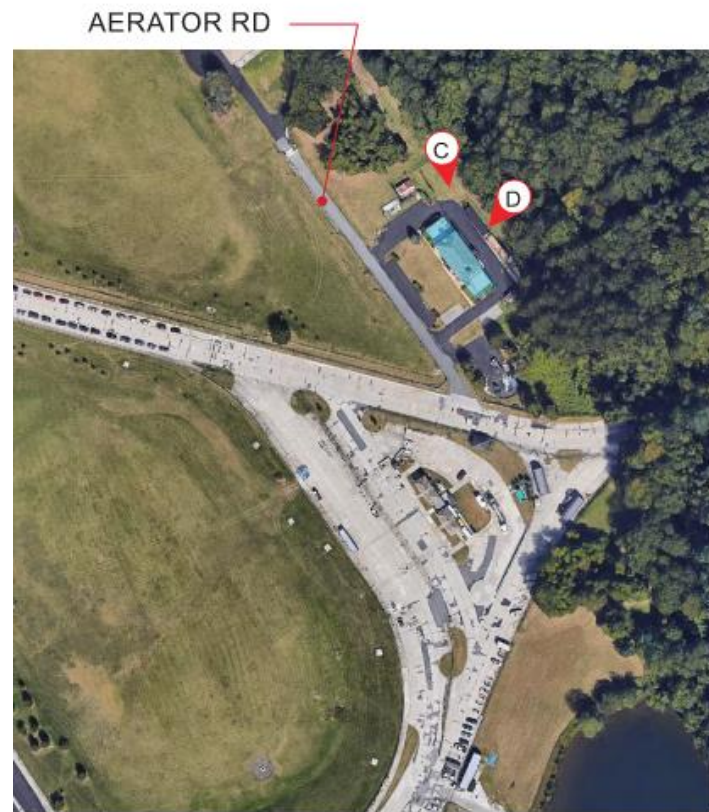
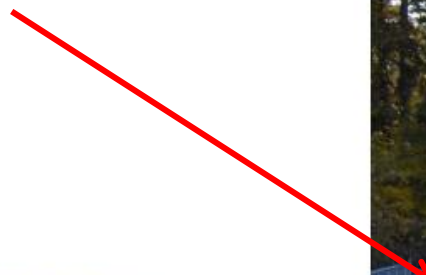


PHOTO KEY PLAN



(C)



(D)



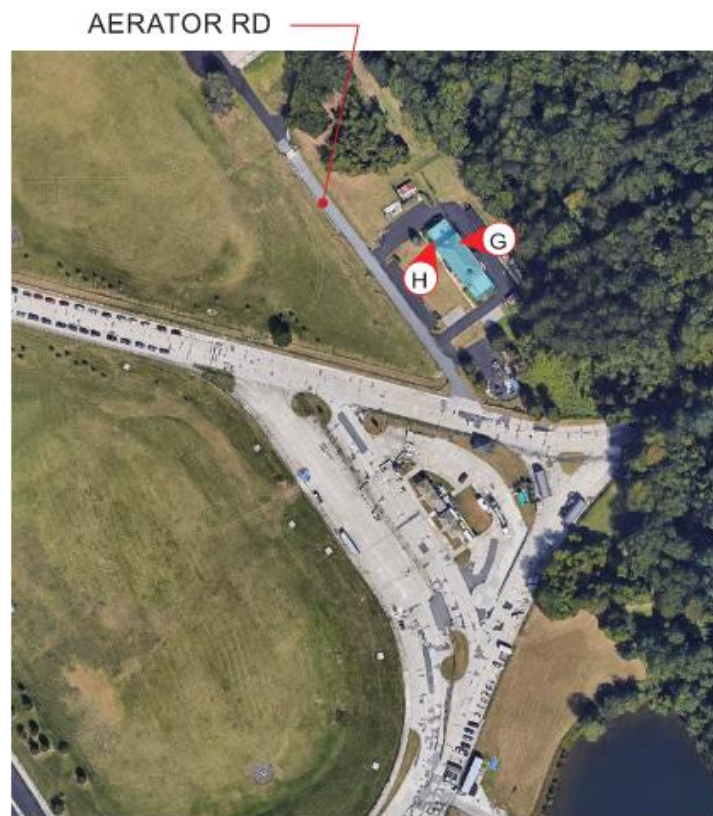


PHOTO KEY PLAN



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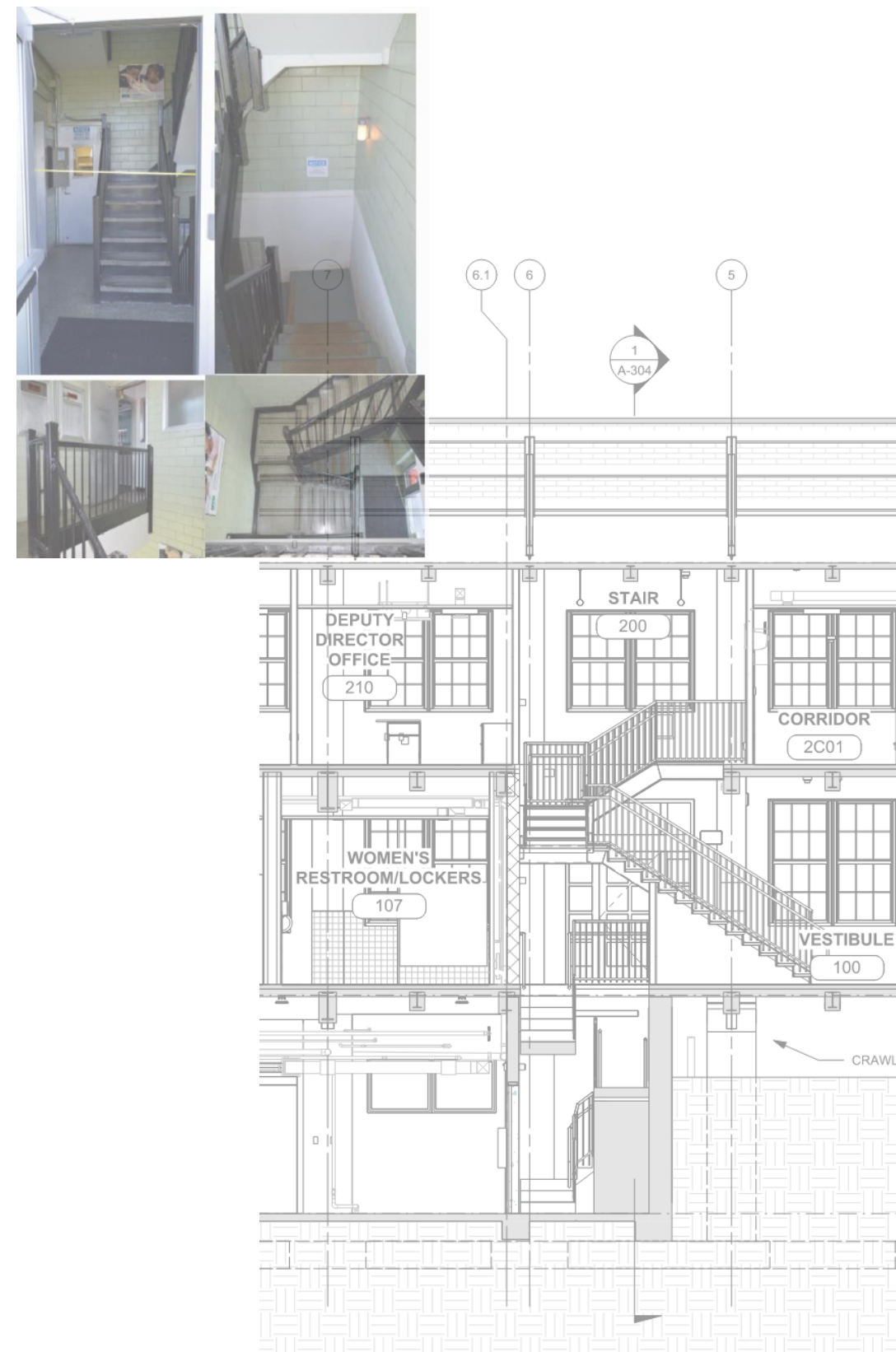


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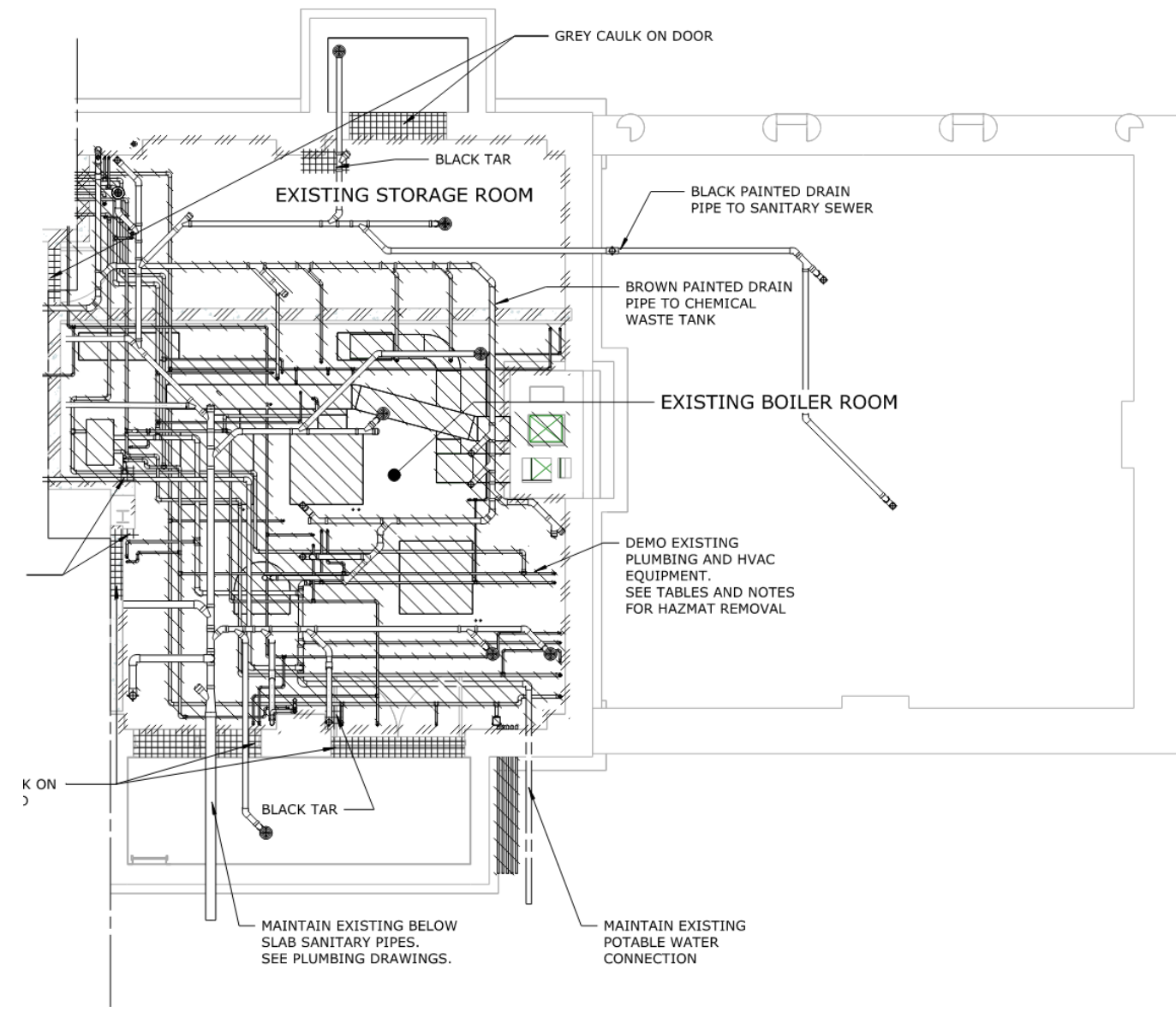
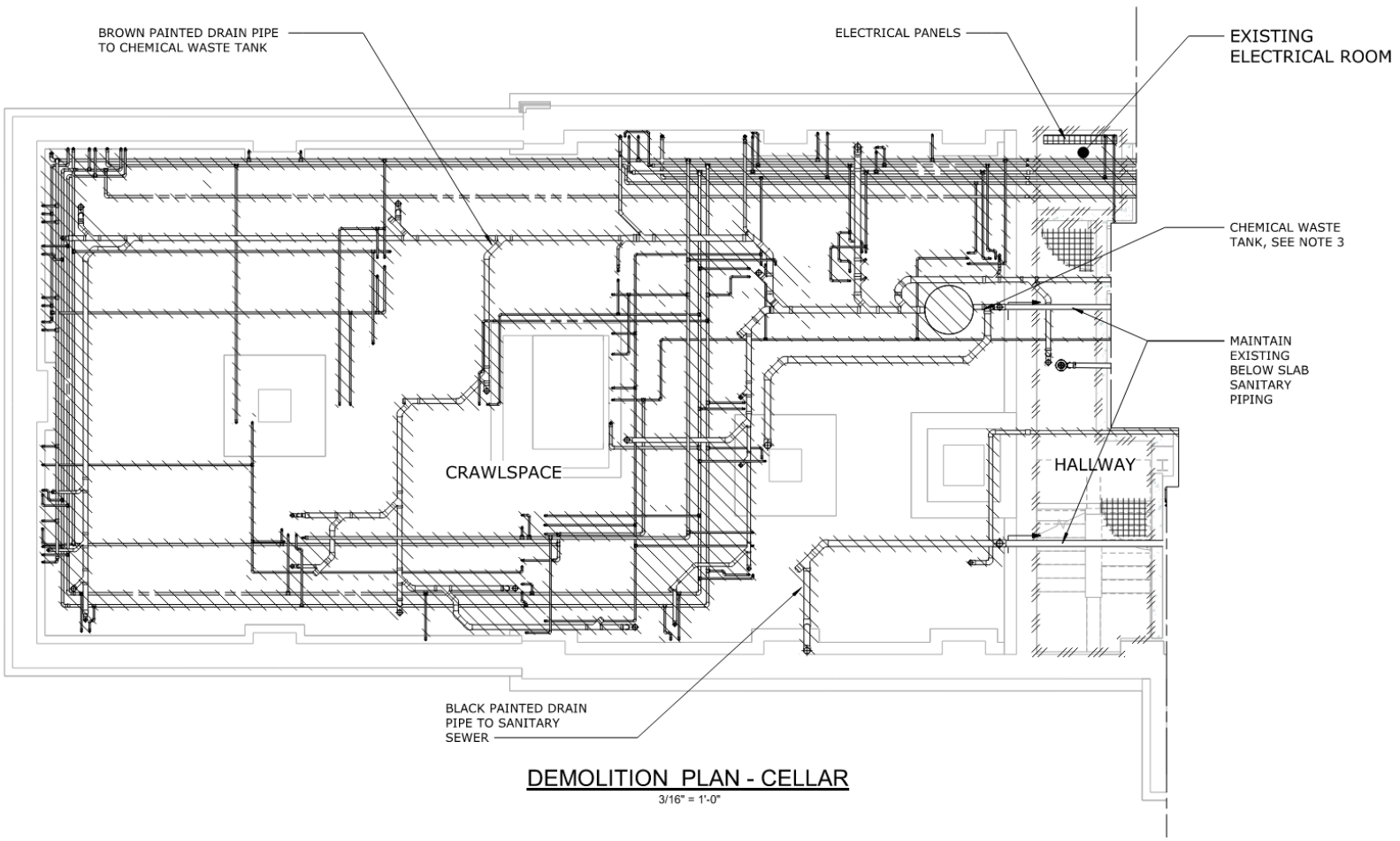


Principal Items of Work

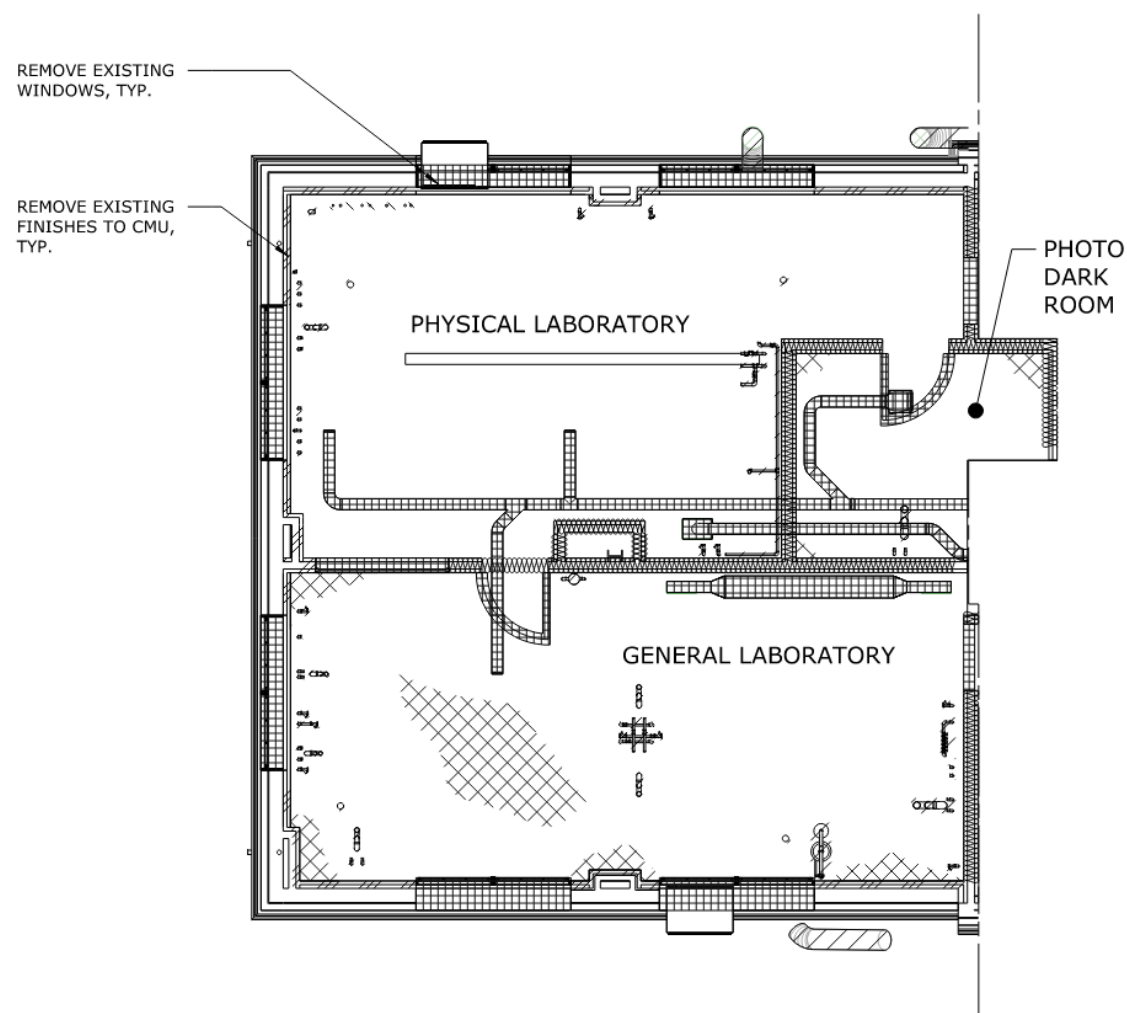
- General Work:
 - Repurposing the Kensico Laboratory building
 - Interior space will be converted into an office
 - Scope of work includes:
 - Hazardous material abatement;
 - Demolition of all interior non-load bearing walls;
 - Demolition and replacement of the existing staircase;
 - Relocation and maintenance of an existing server equipment throughout construction;
 - Repurposing of existing garage space into an electrical room and TOS Work Area.
 - Security and access control Improvements.



Contract Summary - Demolitions



Principal Items of Work



DEMOLITION PLAN - FIRST FLOOR

3/16" = 1'-0"

Lead and PCBs

Material Description	Location	Hazard	Sample ID
White paint	Ceiling	Lead-containing, PCB-containing	264428.07
Grey caulk	Windows	PCB-containing	CAT423-1ST-PCB-01
Green glazed tile	Walls	Lead-containing	CAT423-1ST-PB-03
Door closer oil	Door	PCB-containing	CAT423-1ST-PCB-11

Asbestos

Material Description	Location	Sample ID	Quantity	Condition	Friability
Black shielding	Radiators	CAT423-2ND-ASB-28,29	70 ft ² (3 locations)	Good	Non-friable
Brown wire wrap	Radiators	CAT423-1ST-ASB-38,39	15 linear ft (3 locations)	Good	Non-friable
Black insulation spot coating	Duct work	30A, 31A, 44A	420 ft ²	Unknown	Unknown
Caulk behind door frame*	Door	---	20 linear ft	Unknown	Unknown

Universal and other Miscellaneous Wastes

Material Description	Location	Quantity	Waste Classification
Fluorescent bulbs	Ceiling	14, 8 ft bulbs	Universal waste
Ballasts	Ceiling	7	Non-hazardous regulated waste (no PCBs)
Exit/Emergency light	Wall	2 bulbs	Universal waste
		1 circuit board	Electronic waste
		1 lead battery	Universal waste
Fire extinguisher	Wall	1	Regulated waste
Refrigerator**	Wall	1	Regulated waste

Notes:

* - Caulk is presumed to be present and asbestos containing. Caulk is presumed to be present under the entire steel frame (approx. 8" wide).

** - Refrigerator uses Freon 134a (1,1,1,2-Tetrafluoroethane) as a refrigerant.

Principal Items of Work

Lead and PCBs

Material Description	Location	Hazard	Sample ID
White paint	Ceiling	Lead-containing, PCB-containing	264428.07
Grey caulk	Windows	PCB-containing	CAT423-1ST-PCB-01
Green glazed tile	Wall	Lead-containing	CAT423-1ST-PB-03
Door closer oil	Door	PCB-containing	CAT423-1ST-PCB-11
Black paint	Duct work	Lead-containing, PCB-containing	264428.02

Asbestos

Material Description	Location	Sample ID	Quantity	Condition	Friability
Black shielding	Radiators	CAT423-2ND-ASB-28,29	70 ft ² (3 locations)	Good	Non-friable
Brown wire wrap	Radiators	CAT423-1ST-ASB-38,39	12 linear ft (3 locations)	Good	Non-friable
Grey caulk	Windows	1, 2, 3	82 linear ft (3 locations)	Good	Non-friable
Black insulation spot coating	Duct work	30A, 31A, 44A	660 ft ²	Unknown	Unknown
Green 9x9" tile	Floor	NA*	800 ft ²	Good	Non-friable
Caulk behind door frame**	Door	---	40 linear ft (2 locations)	Unknown	Unknown
White insulation	Piping	0913040201E, 2E, 3E	100 linear ft	Good	Non-friable
White insulation	Piping	0913040201E, 2E, 3E	20 elbows	Good	Non-friable

Universal and other Miscellaneous Wastes

Material Description	Location	Quantity	Waste Classification
Fluorescent bulbs	Ceiling	12, 8 ft bulbs	Universal waste
		4, 4 ft bulbs	Universal waste
Ballasts	Ceiling	8	Non-hazardous regulated waste (no PCBs)
Exit/Emergency light	Wall	2 bulbs	Universal waste
		1 circuit board	Electronic waste
		1 lead battery	Universal waste
Fire extinguishers	Wall	2	Regulated waste
Refrigerator***	Wall	1	Regulated waste

Notes:

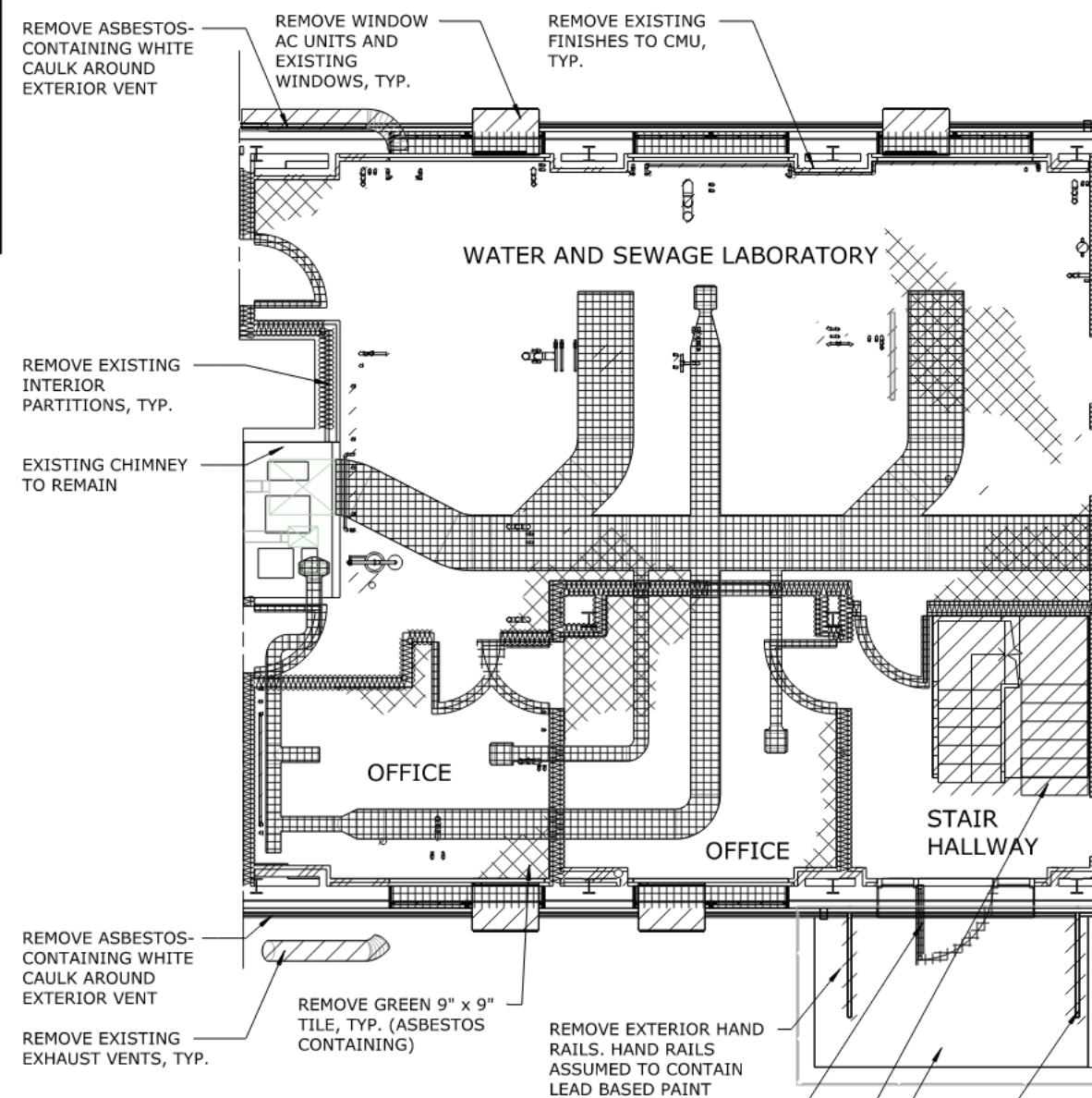
* - Green floor tile confirmed ACM by NYCDEP Legacy Database.

** - Caulk is presumed to be present and asbestos containing. Caulk is presumed to be present under the entire steel frame (approx. 8" wide).

*** - Refrigerator uses Freon 134a (1,1,1,2-Tetrafluoroethane) as a refrigerant.

NA - Not applicable

Summary of Confirmed Hazardous Materials for the First Floor, Entrance



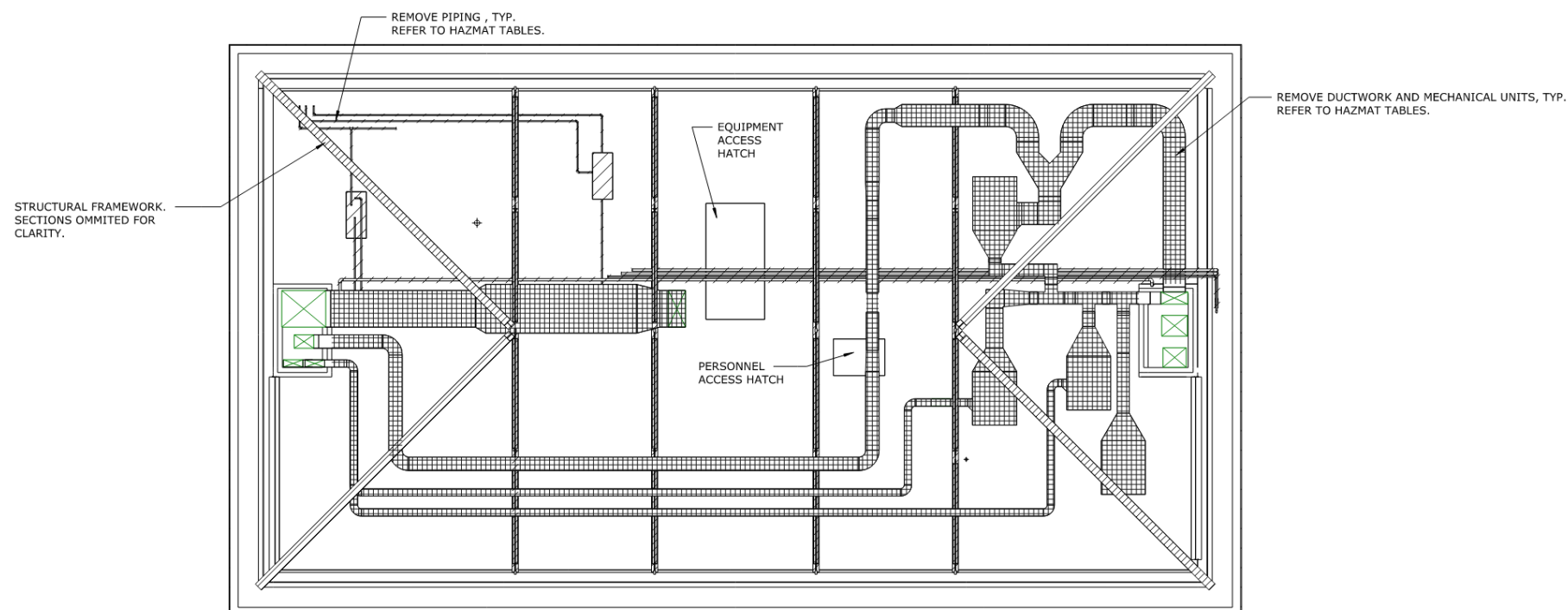
Summary of Confirmed Hazardous Materials for the Attic

Lead and PCBs

Material Description	Location	Hazard	Sample ID
Silver paint	Frame work	Lead-based, PCB-containing	CAT423-ATT-PC-07
Yellow over silver paint	Framework	Lead-containing	CAT423-ATT-PC-08
Black paint	Duct work	Lead containing, PCB-containing	264428.02
Lead packing	Drain piping	Lead joints (23 locations)	---

Asbestos

Material Description	Location	Sample ID	Quantity	Condition	Friability
Black gasket	Inside HVAC unit	02130802-07E	88 linear ft	Damaged	Non-friable
Black residual mastic	HVAC duct	02130802-10E,11E,12E	Approx. 275 spots (2x2 in) on 750 ft ² of duct work	Damaged	Non-friable



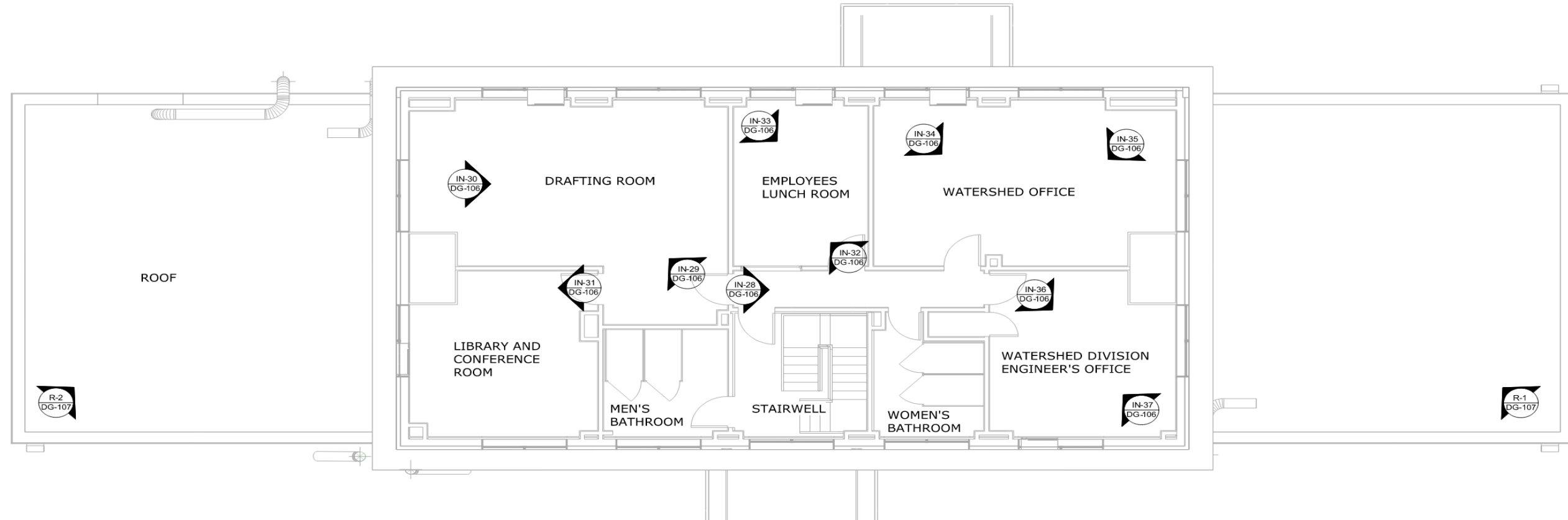
LEGEND

- ////// DEMOLISH. SEE TABLES FOR HAZARDS.
- ////// REMOVE LEAD-CONTAINING PAINT ON STRUCTURAL FRAMEWORK. SEE TABLES FOR PAINTS CONTAINING PCBs.
- ##### CONTAINS ASBESTOS AND LEAD-CONTAINING, PCB-CONTAINING PAINT. TO BE REMOVED. SEE TABLES FOR ASBESTOS CONDITION AND FRIABILITY.

NOTES:

1. ALL REMOVAL AND ABATEMENT WORK SHALL BE DOWN TO THE BARE SUBSTRATE AND COMPLETED IN ACCORDANCE WITH DETAILED SPECIFICATIONS OF THE HAZARDOUS MATERIALS CONTROL AND

Contract Summary – Photo Location



LEGEND



PHOTOGRAPH LOCATION AND ORIENTATION



HALLWAY IN-27 DG-107



DRAFTING ROOM IN-27 DG-107



DRAFTING ROOM IN-30 DG-106



LIBRARY AND CONFERENCE ROOM IN-31 DG-106



EMPLOYEES LUNCH ROOM IN-32 DG-106



EMPLOYEES LUNCH ROOM IN-33 DG-106



WATERSHED OFFICE IN-34 DG-106



WATERSHED OFFICE IN-35 DG-106



WATERSHED DIVISION ENGINEER'S OFFICE IN-36 DG-106



WATERSHED DIVISION ENGINEER'S OFFICE IN-37 DG-106

CAREFULLY MOVE EXISTING DESKS TO TEMPORARY TRAILER. SEE SECURITY DRAWINGS.

Contract Summary- Exterior Removals



SOUTH AND WEST
FACADES

EX-2
DG-101



TRAILER NO LONGER ON SITE

Removed

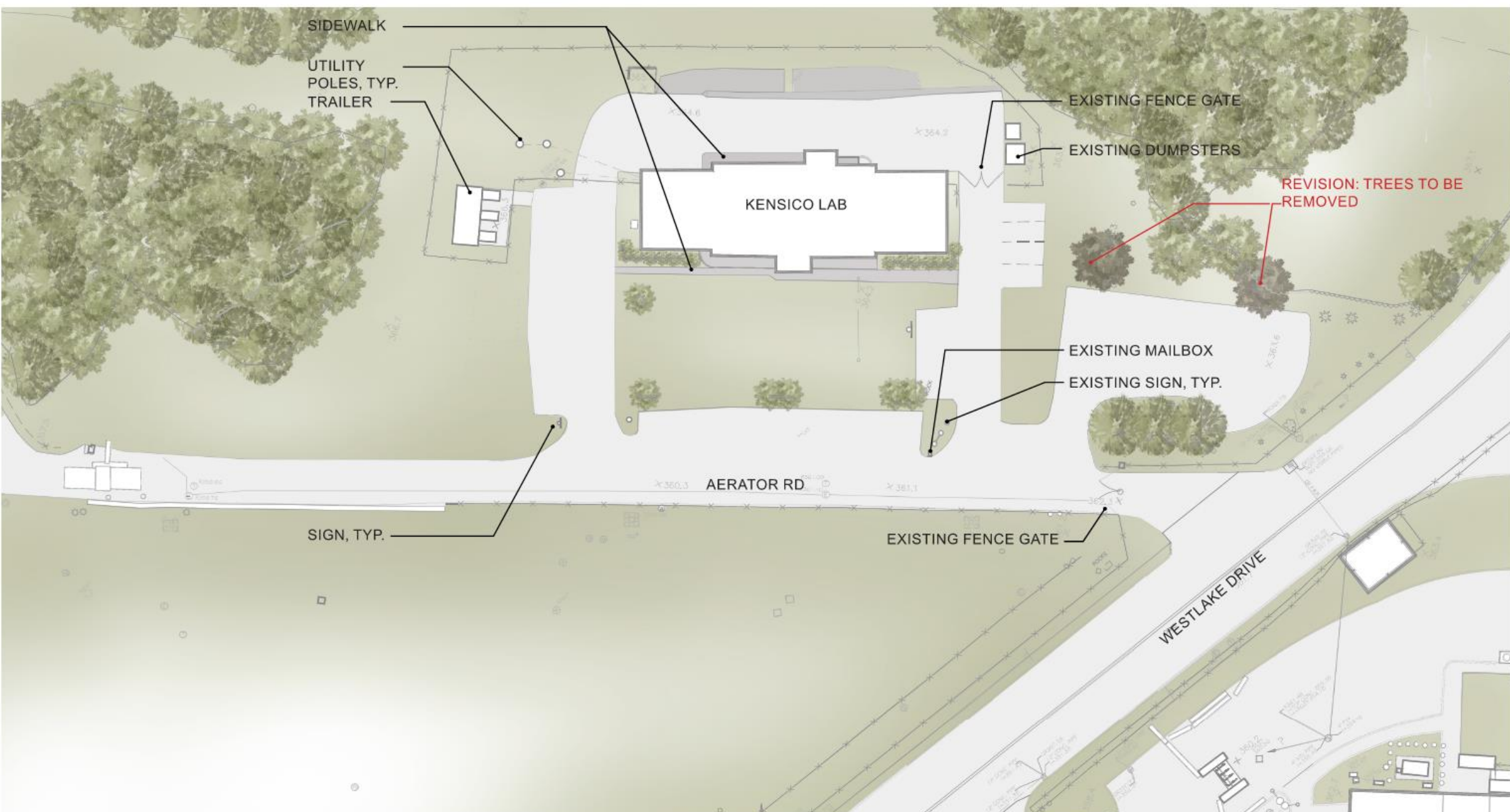
NORTH AND EAST FACADES

EX-1
DG-101

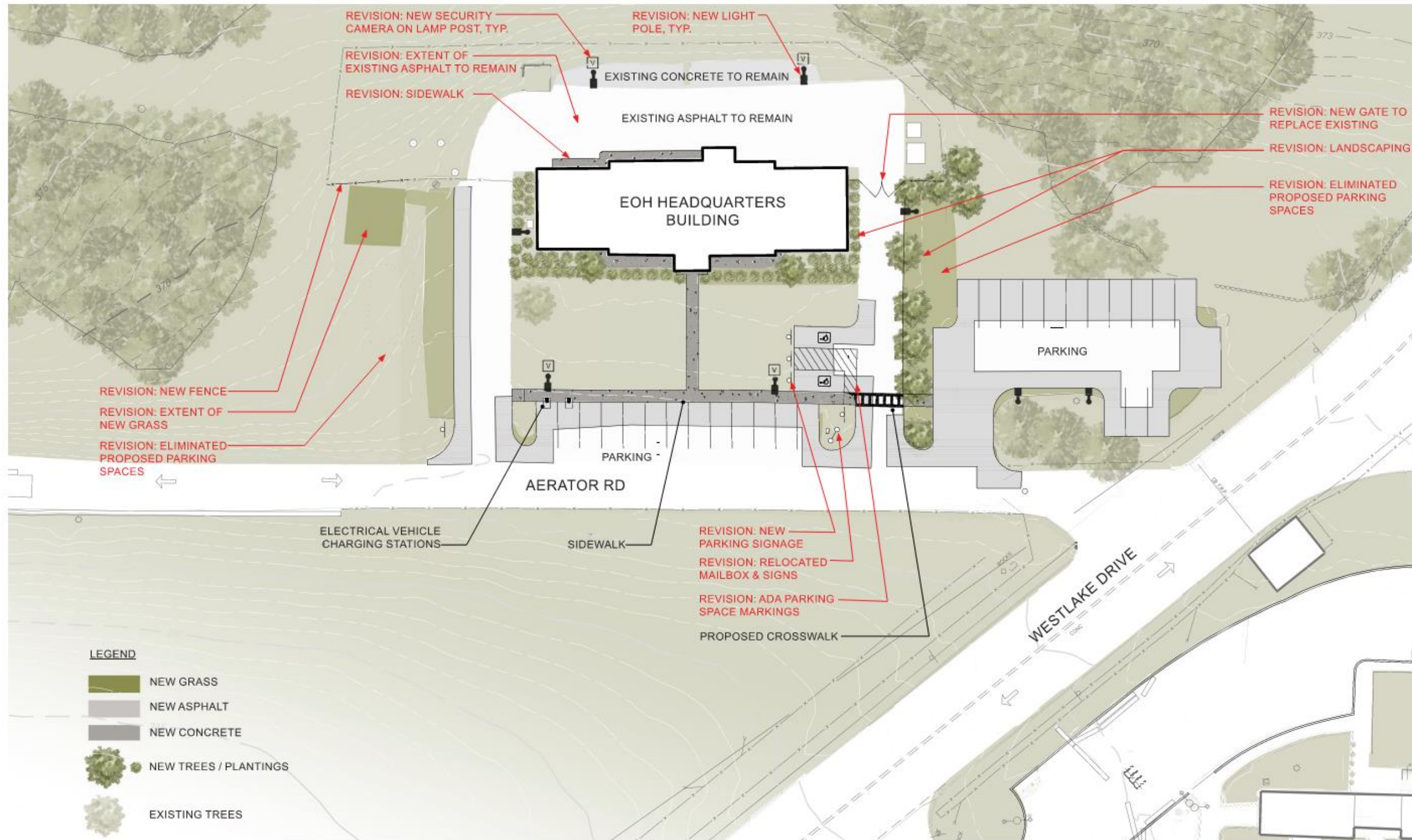
Principal Items of Work

- Civil Work:
 - Sedimentation and erosion control
 - Disposal of spoils
 - Water supply piping, sanitary piping, foundation drain, roof drain connection to storm water system, natural gas piping, electrical ductbanks, lighting poles
 - Site grading
 - Landscaping
 - driveway work including removal and replacement of asphalt pavement, new curbs, new bike rack, parking and cross walk striping (35 parking spaces), and new concrete sidewalk

Principal Items of Work



Principal Items of Work



Contract Summary - Landscaping

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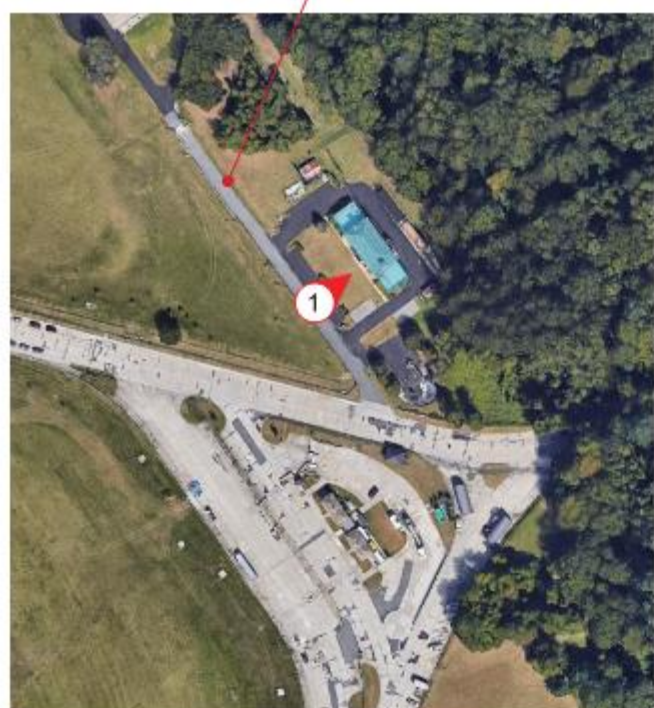


PHOTO KEY PLAN

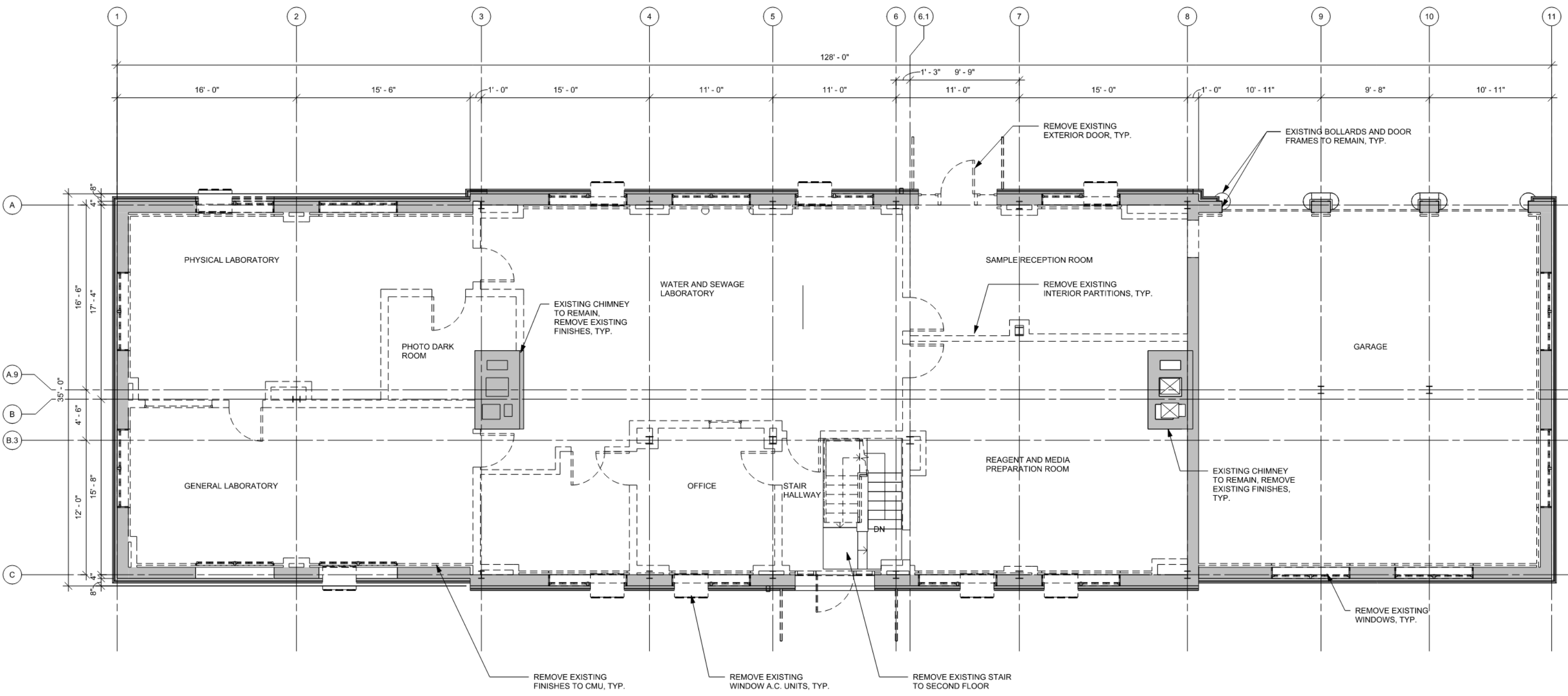


①

Principal Items of Work

- Architectural Work:
- Demo and removal of existing flooring, acoustical ceiling tiles, and interior walls/panels
- Reconfiguration of existing interior rooms to provide office space for 22 employees, 20-person conference room, kitchen with adjacent break area, bathrooms with locker room and showers, new server room, reconfiguration of attic space for installation of mechanical equipment
- Replacement interior and exterior doors, windows, lintels, and overhead garage doors
- Installation of new drop ceilings and flooring systems, new office furniture
- Clean and repair existing slate roof, repair roof membrane, install waterproofing, install flashing, repair chimney flashing
- Improve thermal envelope
- Clean and repair (repoint) exterior walls

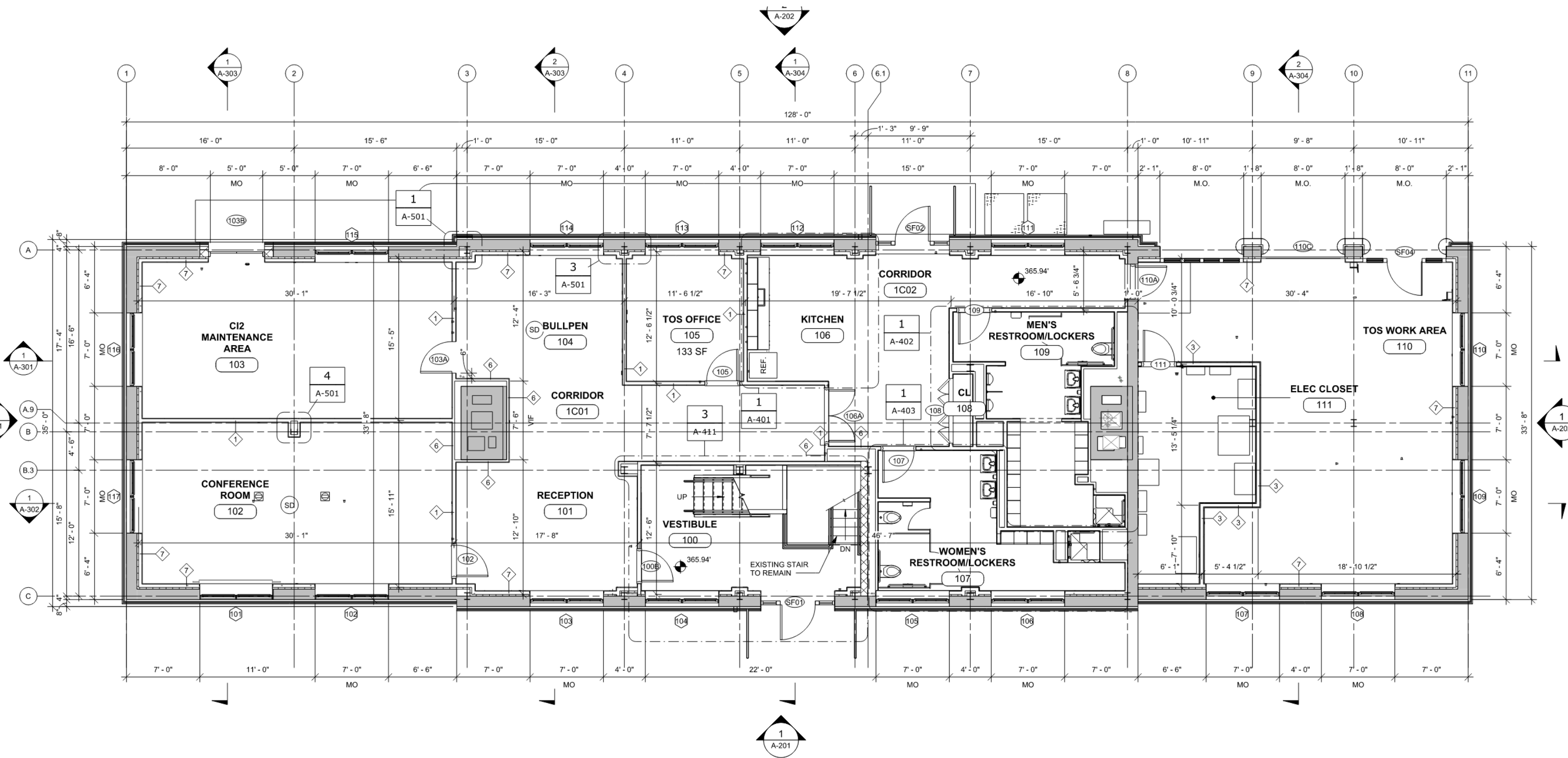
Contract Summary – Demolition First Floor



1 DEMOLITION PLAN - FIRST FLOOR
DA-101 SCALE: 3/16" = 1'-0"



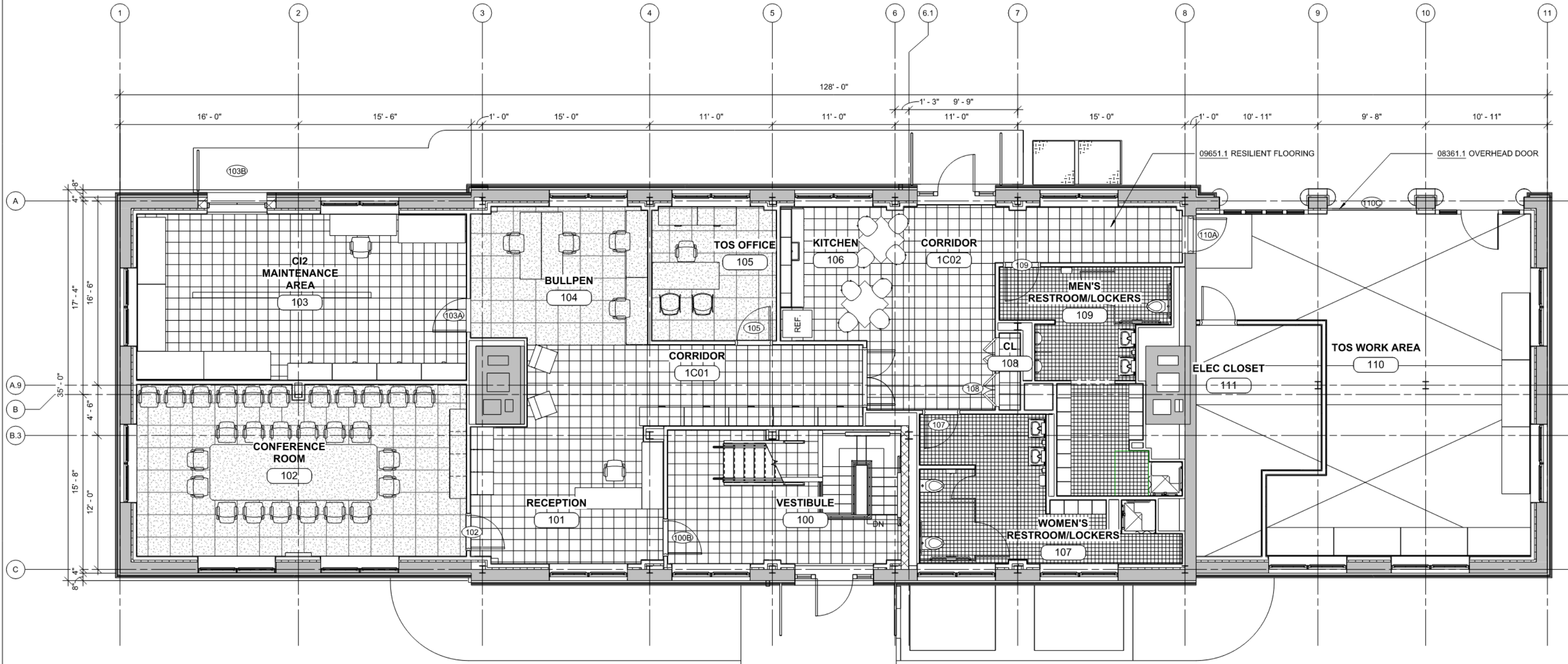
Contract Summary – Interior Layout



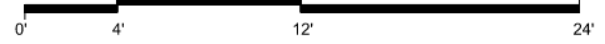
1 CONSTRUCTION PLAN - FIRST FLOOR
A-101 SCALE: 3/16" = 1'-0"



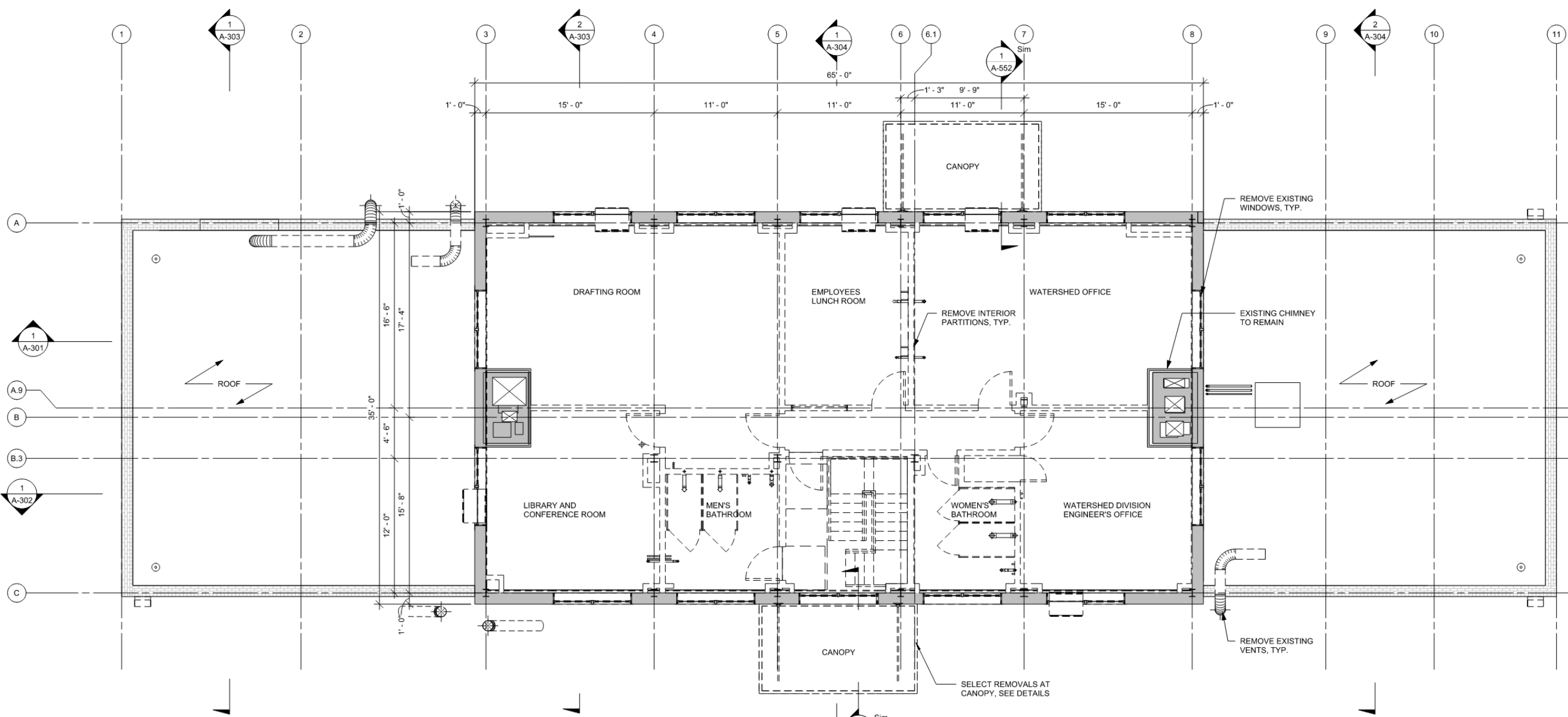
Contract Summary – Interior Finishes



1 FIRST FLOOR FINISH PLAN
A-120 SCALE: 3/16" = 1'-0"



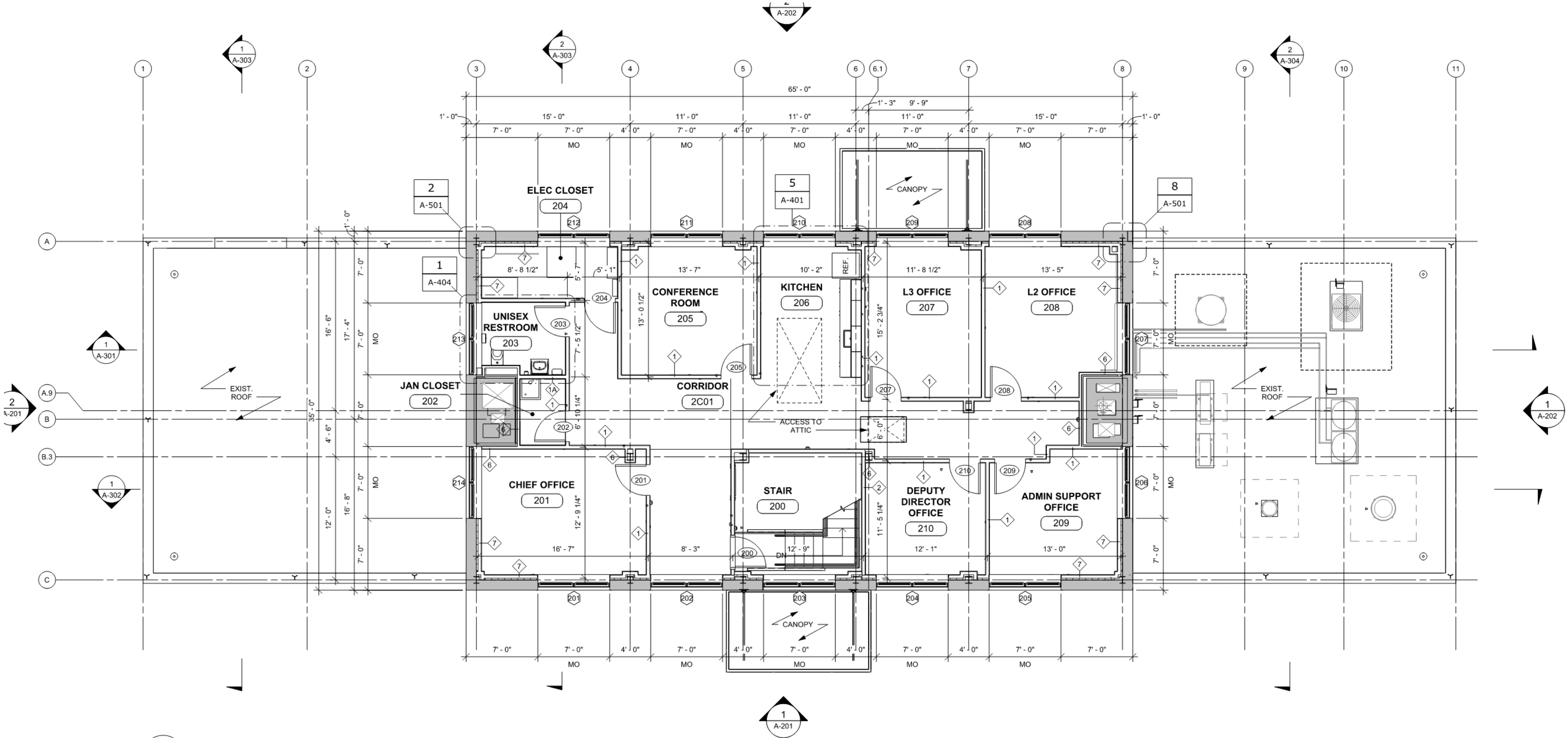
Contract Summary- Demolition



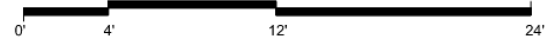
1 DEMOLITION PLAN - SECOND FLOOR
DA-102 SCALE: 3/16" = 1'-0"

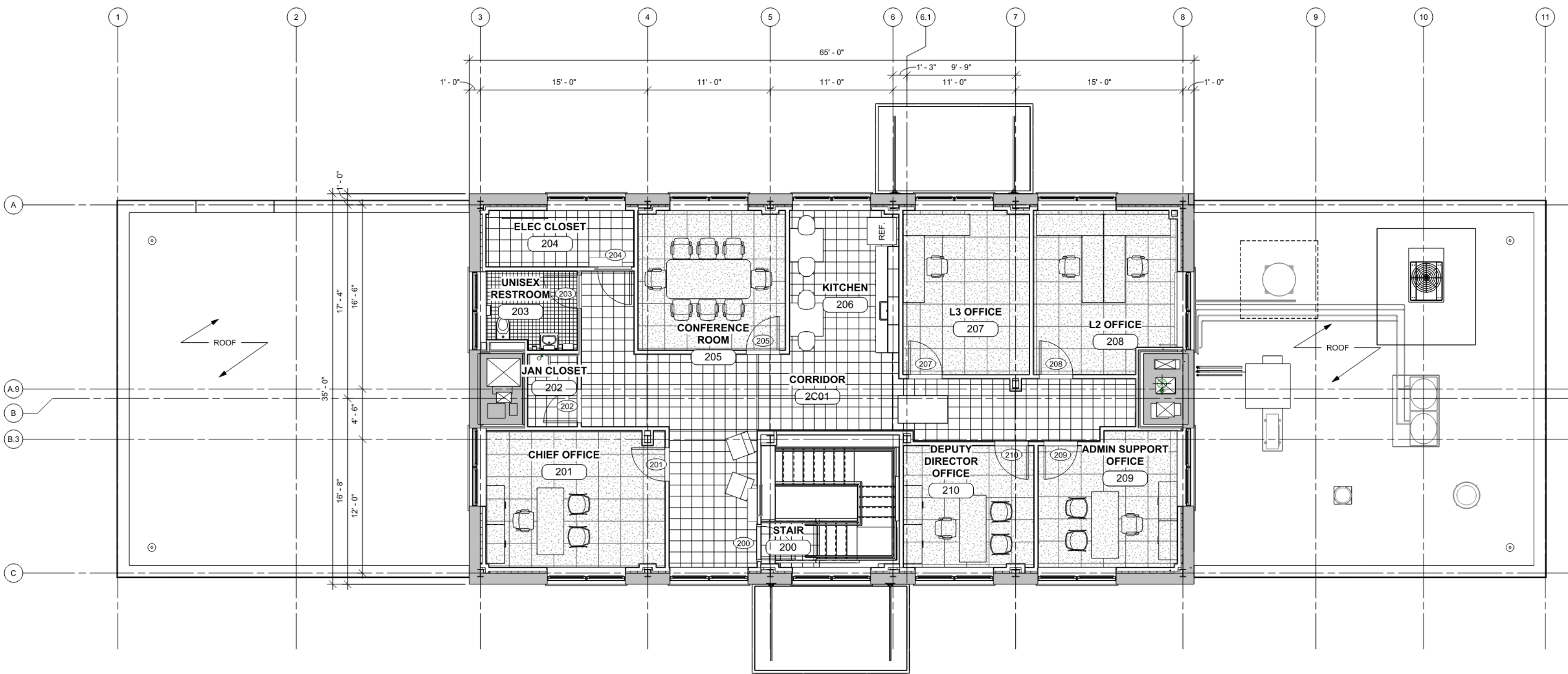


Contract Summary – Interior Layout



1 CONSTRUCTION PLAN - SECOND FLOOR
A-102 SCALE: 3/16" = 1'-0"





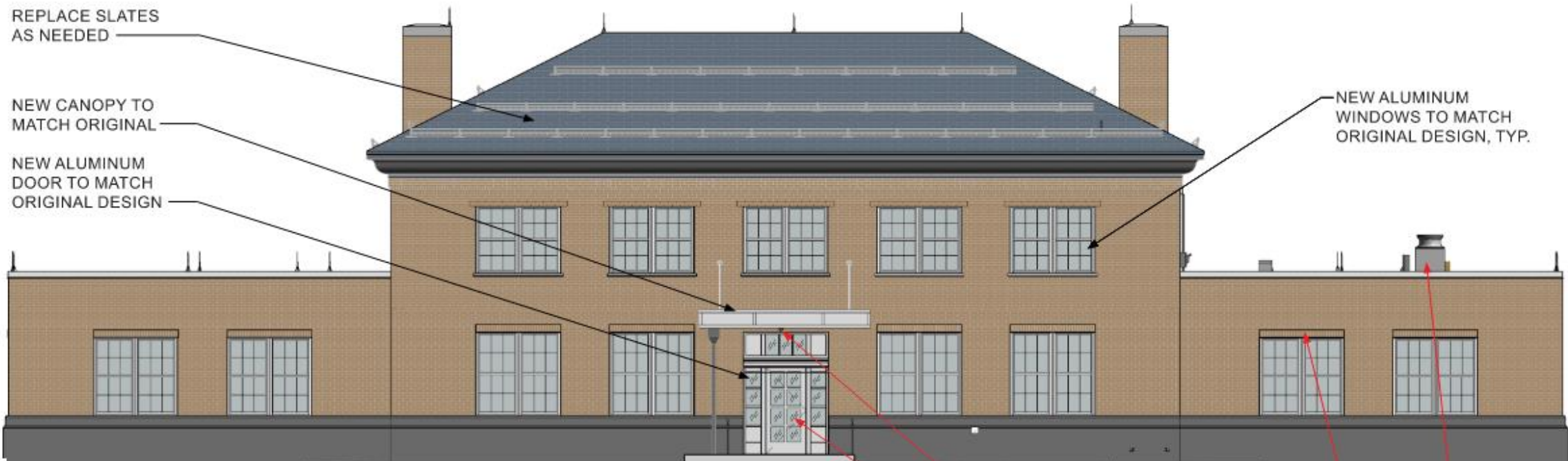
1 SECOND FLOOR FINISH PLAN
A-121 SCALE: 3/16" = 1'-0"



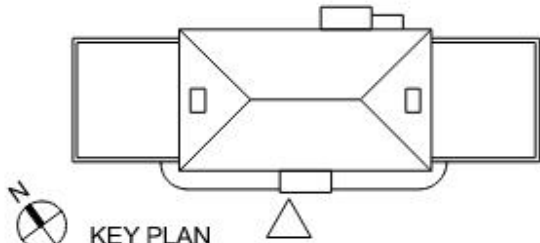
Contract Summary- Architectural Elevations



① EXISTING WEST ELEVATION



② PROPOSED WEST ELEVATION



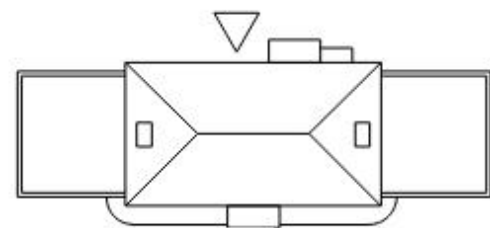
Contract Summary – Architectural Elevations



① EXISTING EAST ELEVATION

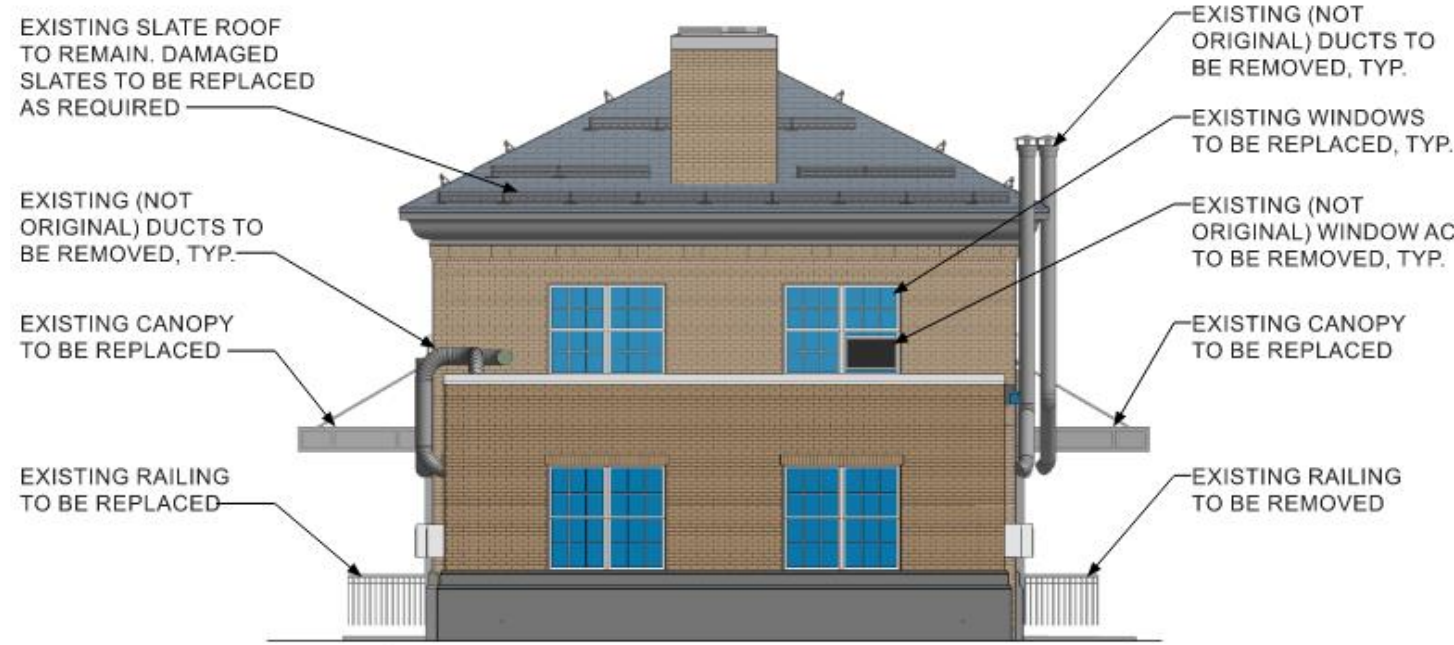


② PROPOSED EAST ELEVATION



- REVISION: SECURITY CAMERA
- NEW RAILING
- REVISION: STOREFRONT GLAZING
- REVISION: RAILING REMOVED
- REVISION: ADDED TRANSOM
- REVISION: NEW SOLDIER COURSE TO MATCH ORIGINAL ABOVE ALL WINDOWS, TYP.
- REVISION: SIDEWALK
- REVISION: GRANITE BASE TO MATCH ORIGINAL

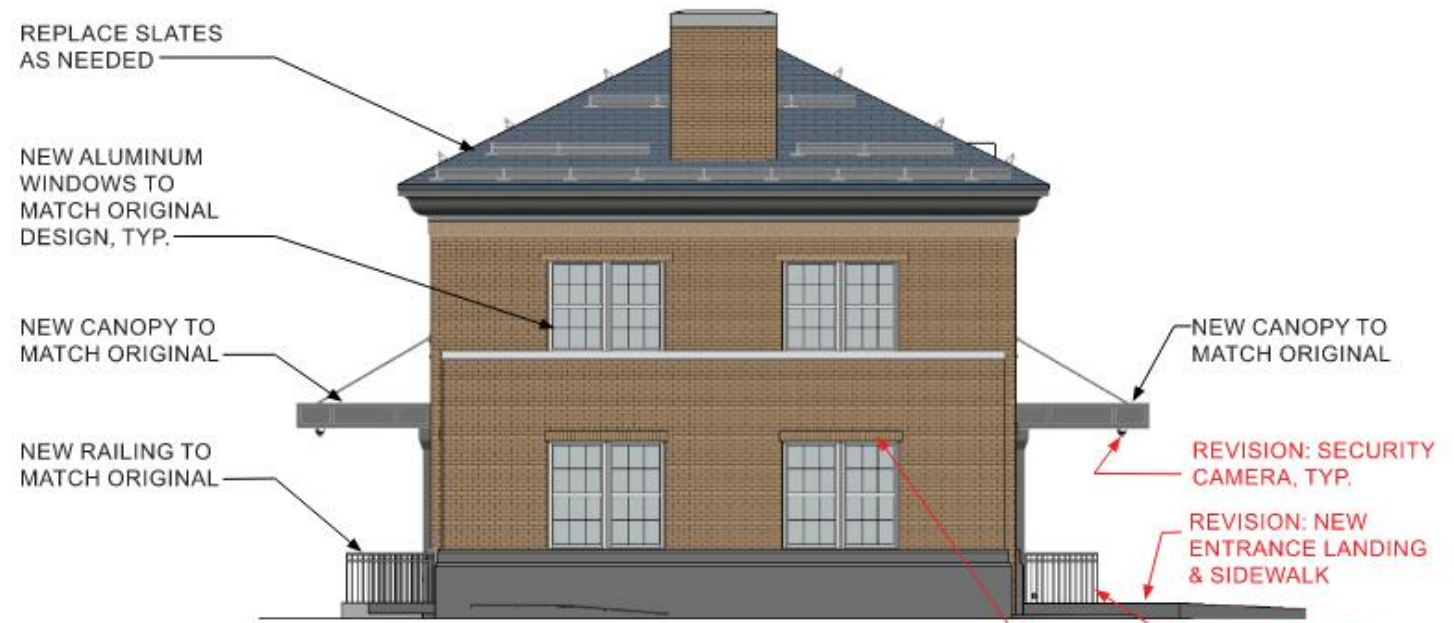
Contract Summary – Architectural - Elevations



① EXISTING NORTH ELEVATION



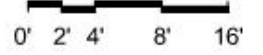
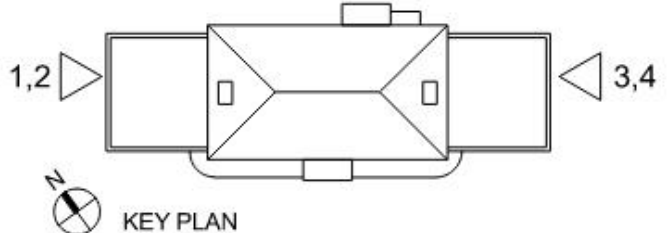
③ EXISTING SOUTH ELEVATION



② PROPOSED NORTH ELEVATION



④ PROPOSED SOUTH ELEVATION

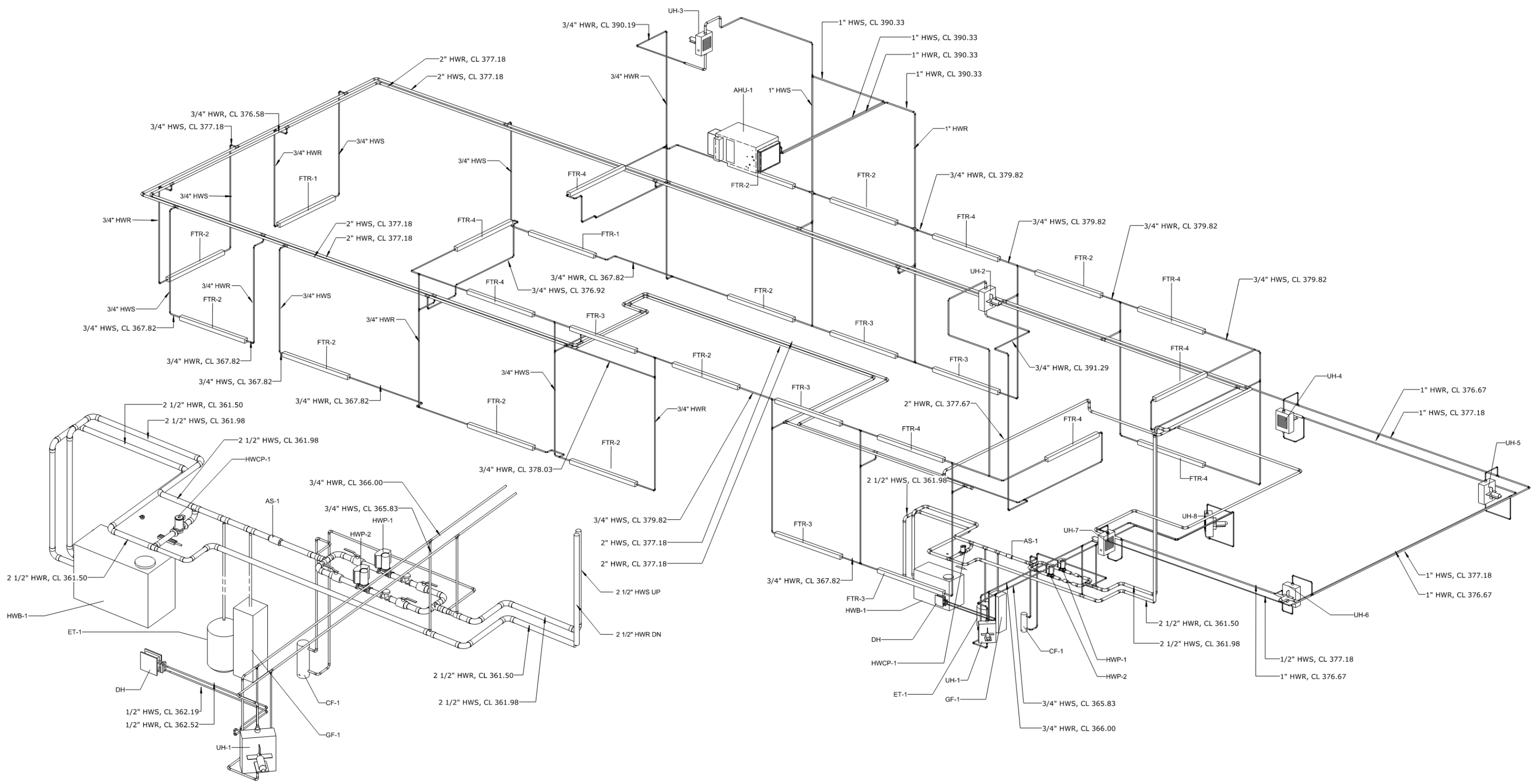


Principal Items of Work

Mechanical/Plumbing Work:

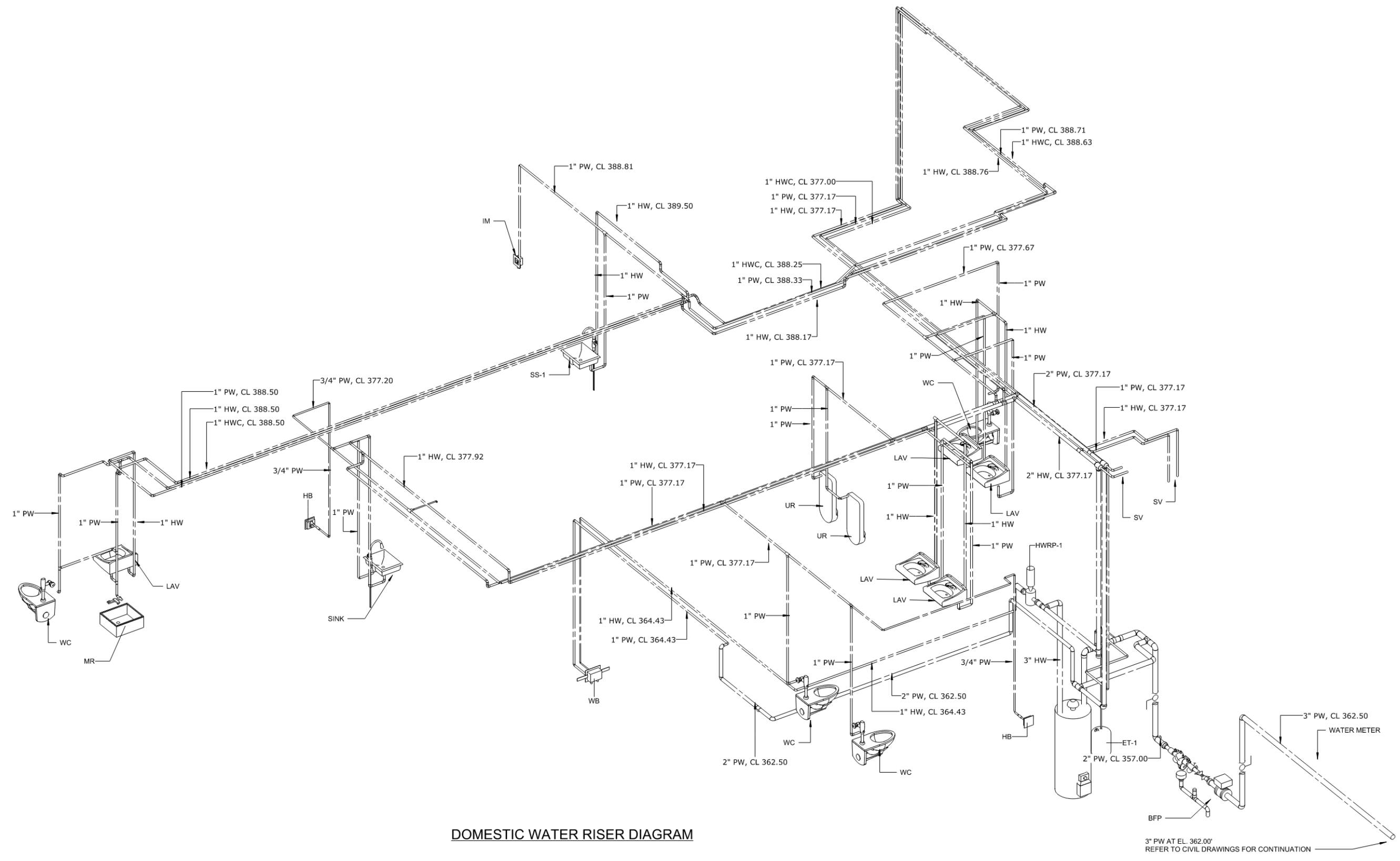
- Removal and disposal of existing oil-fired boilers (oil tank has been removed)
- Installation of new indirect-fired gas hot water heater
- Baseboard heaters
- Unit heaters
- Hot/cold water service
- Potable water service
- Vent piping
- New waste piping
- Bathroom sinks
- Shower stalls
- Urinals
- Toilets and
- Mop sink.

Contract Summary – Hot Water Riser

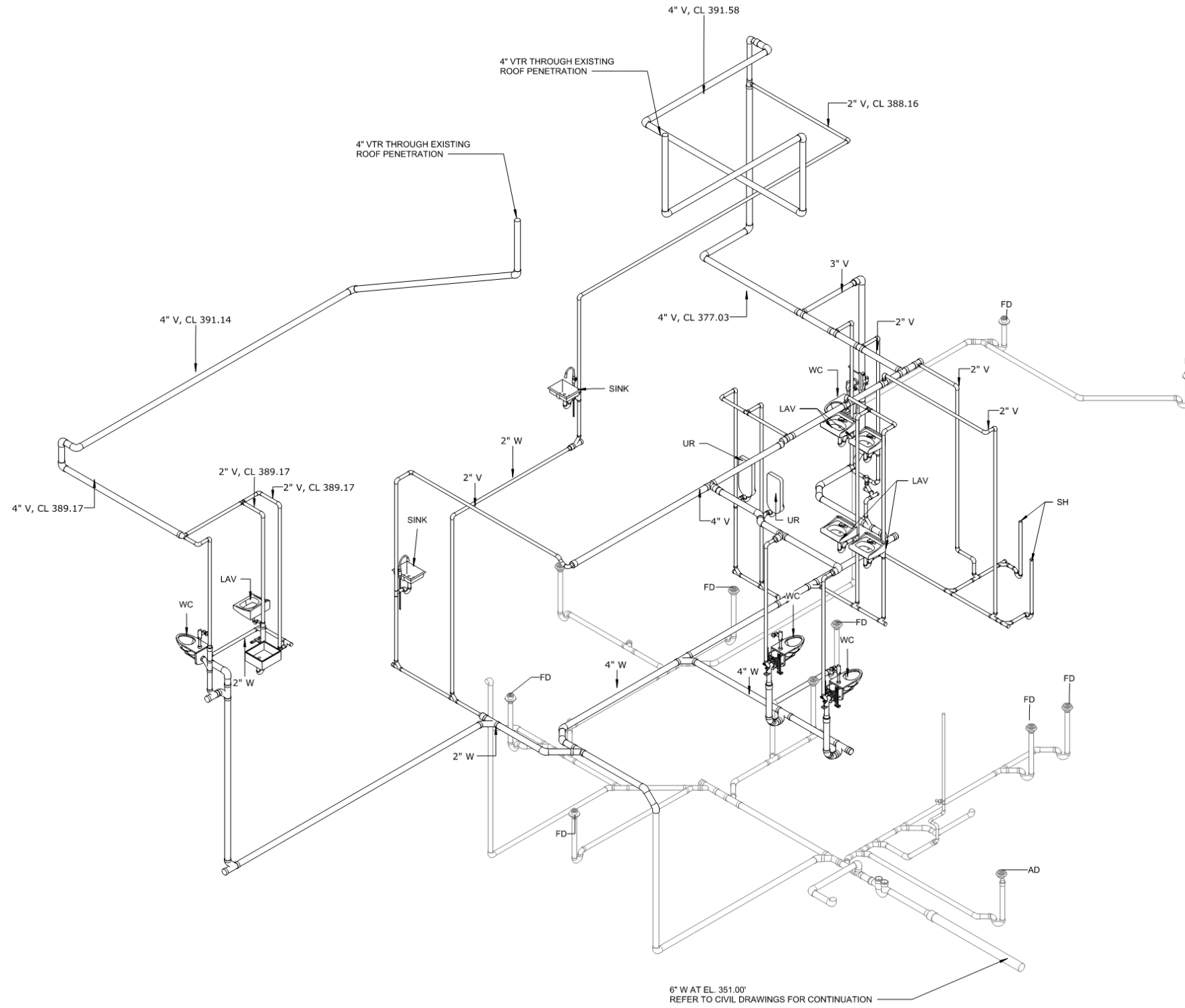


BOILER ROOM - ENLARGED ISOMETRIC DIAGRAM

Contract Summary—Domestic Water Riser



Contract Summary/Scope of Work- Sanitary Riser

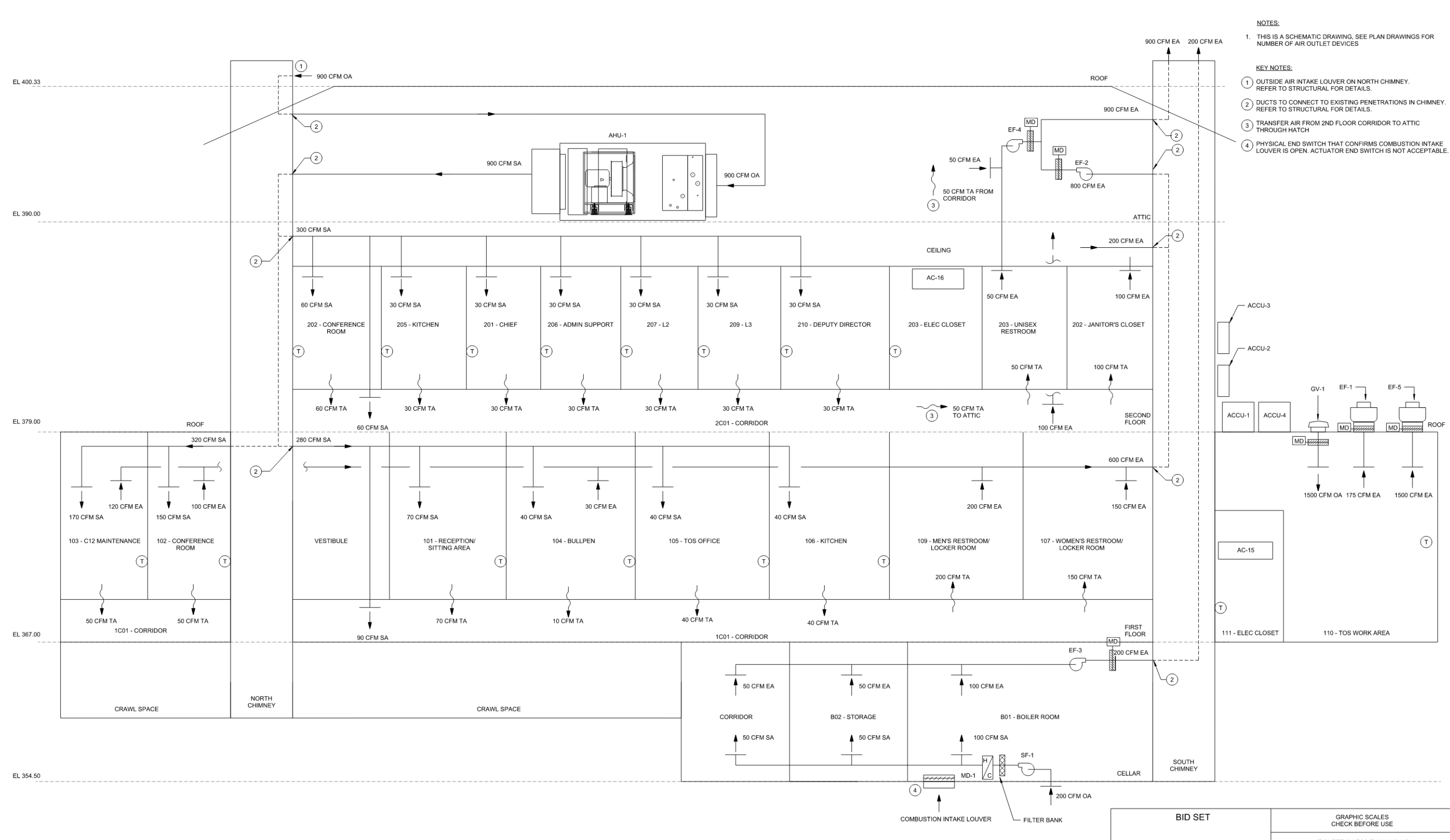


SANITARY WASTE AND VENT RISER DIAGRAM

Principal Items of Work (Continued)

- HVAC Work:
 - Installation of new multi-zone HVAC system with condenser units
 - Direct expansion (DX) air handling units (AHUs)
 - Rooftop exhaust fans
 - Mini-split ac system for electrical and IT rooms
 - Ductwork w/insulation

Contract Summary - HVAC Riser Diagram



- NOTES:**
1. THIS IS A SCHEMATIC DRAWING, SEE PLAN DRAWINGS FOR NUMBER OF AIR OUTLET DEVICES
- KEY NOTES:**
- 1 OUTSIDE AIR INTAKE LOUVER ON NORTH CHIMNEY. REFER TO STRUCTURAL FOR DETAILS.
 - 2 DUCTS TO CONNECT TO EXISTING PENETRATIONS IN CHIMNEY. REFER TO STRUCTURAL FOR DETAILS.
 - 3 TRANSFER AIR FROM 2ND FLOOR CORRIDOR TO ATTIC THROUGH HATCH
 - 4 PHYSICAL END SWITCH THAT CONFIRMS COMBUSTION INTAKE LOUVER IS OPEN. ACTUATOR END SWITCH IS NOT ACCEPTABLE.

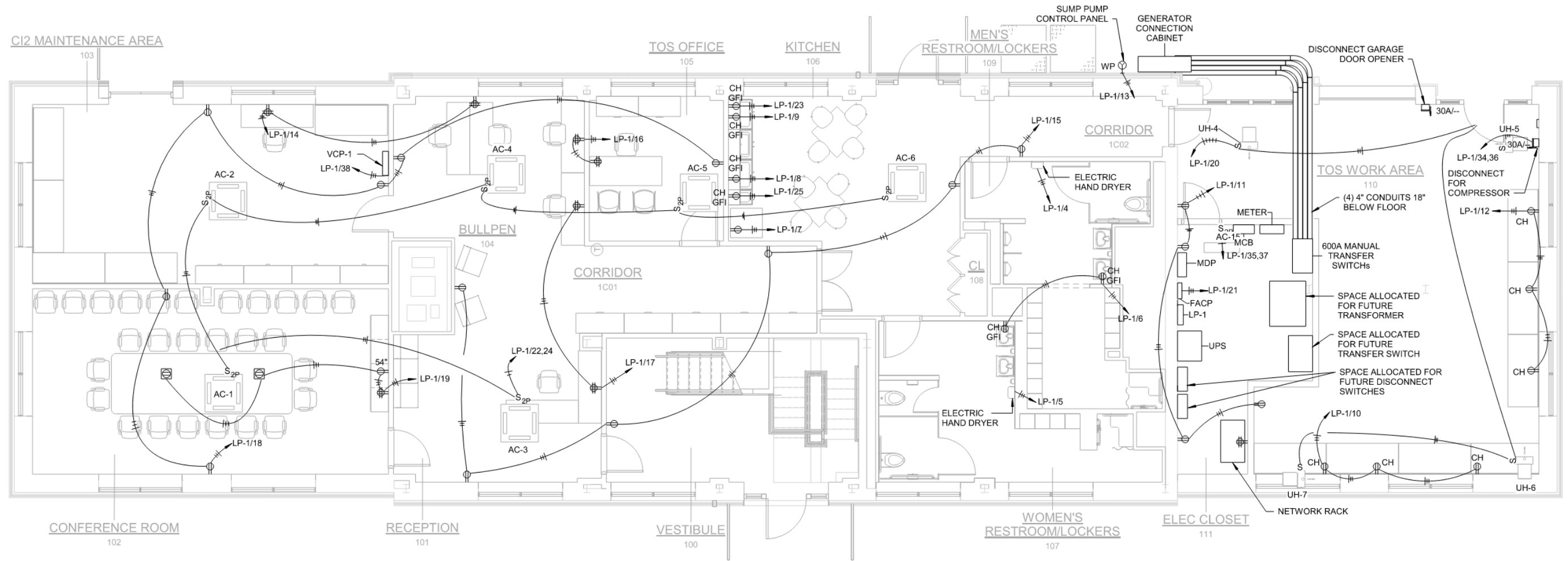
Principal Items of Work (Continued)

- Electrical Work:
- Installation of new underground service from pole north of existing Kensico Laboratory 208V to 240V, step-up transformer
- Relocation of main electrical panel/equipment from the basement to dedicated electrical room
- Replacement of all electrical equipment in building including power panels, cable, receptacles and conduit
- Installation of new lighting, fire alarm system, and PA system
- Backup power will be provided via new plug-in portable trailer generator
- Accommodations for future connection to permanent standby power under the Kensico Eastview Connection project
- EV charging stations

Contract Summary/Scope of Work



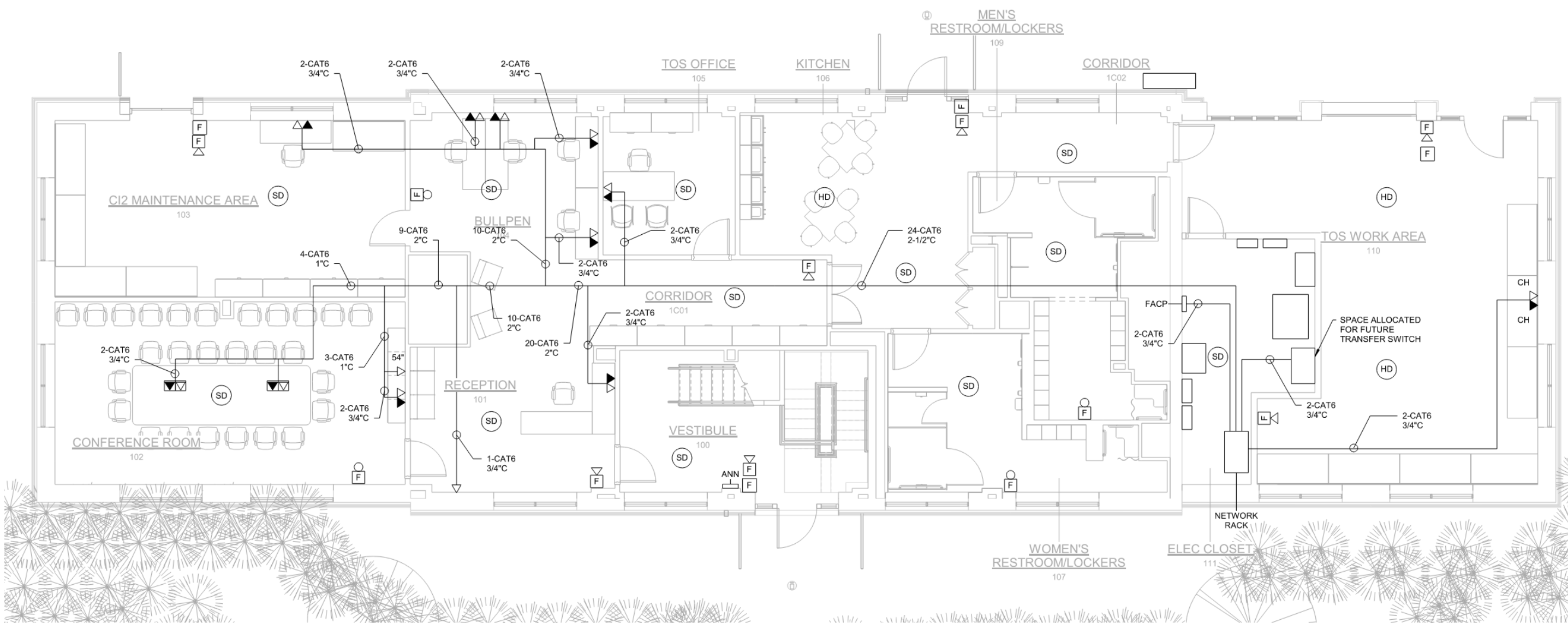
Contract Summary/Scope of Work



GROUND FLOOR PLAN - POWER

3/16" = 1'-0"

Contract Summary/Scope of Work



GROUND FLOOR PLAN - SIGNAL
3/16" = 1'-0"

Contracts Scheduled to be in Progress on the starting date of CRO-624

<u>Contract No.</u>	<u>Contract Name</u>
▪ CRO-543	Shoreline Stabilization
▪ CRO-557	Waterfowl Management Program Building
▪ DEL-260	Electrical and HVAC Upgrades at Shaft 18

Contracts Scheduled to be started while CRO-624 is in Progress

<u>Contract No.</u>	<u>Contract Name</u>
▪ KENS-EAST -MAC	KEC Tunnel and Screen Chamber

- Within 5 business days of DEP request, the apparent low bidder shall provide the information specified in Detailed Specifications Division 1 General Requirements, 01356 Environmental, Health and Safety Requirements, **Exhibit A Standard Environmental, Health & Safety (EHS) Specifications, Section 2 – Pre-Award of the Detailed Specifications. Failure to provide the required information may result in a rejection of the bid.**
- **Required information includes:**
 - **Experience Modification Rating. If above 1.0, additional information must be provided.**
 - **OSHA 300 Forms and/or 300A worksheets**
 - **Sworn, certified and notarized letters on all regulatory violations, notices of deficiencies, and fines issued/received; and reportable releases of chemical or petroleum products**
 - **Written description of firm's EHS programs**
 - **A sworn, notarized certification from a principal or officer that, if the bidder is awarded the Contract, its EHS programs shall meet all OSHA, USEPA, NYS and local regulations, and the bidder shall abide by applicable DEP policies and procedures**

2. Pre-Award

2.1 Contractor Safety Record Submittals

Within 5 business days of DEP request, the apparent low bidder shall provide the information specified below. Failure to provide the required information may result in a rejection of the bid.

2.1.1 NY Intrastate Experience Modification Rating (EMR) for past 3 years.

Bidder shall provide its NY Intrastate EMR for the past 3 years on its insurance broker's letterhead. EMR information provided by the New York State Insurance Rating Board is also acceptable. If the bidder does not have a NY Intrastate EMR, its out-of-state EMRs shall be submitted. DEP may also request a company's Workers Compensation Loss Runs to verify EMR.

Bidders that do not have an EMR shall provide, for the past 3 years, their: (a) Workers Compensation Loss Runs (this information shall be provided by their insurance broker); (b) OSHA Total Recordable Cases (TRC); and (c) Days Away, Restricted, or Transferred (DART) rates.

Note: if the bidder is not required to maintain such information, it shall provide an explanation for the exemption.

Bidders are expected to have an EMR of 1.0 or below. If a bidder's EMR is greater than 1.0 in any single year within the 3-year period, the bidder shall submit the following:

- An explanation and supporting documentation explaining why the EMR is greater than 1.0 and detailed steps that have been taken to improve the bidder's EHS performance.
- Five years of Workers Compensation Loss Runs (this information shall be provided by the insurance broker) and documentation of payroll during that same period.
- For each indicated loss, the bidder shall provide a summary of the loss facts and investigation, including a summary of corrective actions undertaken and modifications or development of EHS programs.
- If the bidder has been notified by the New York Compensation Insurance Rating Board (NYCIRB) within the past 3 years that they must participate in the Industrial Code Rule 59, Workplace Safety and Loss Prevention, program then the bidder shall provide a copy of their Consultation Report from a Certified Consultant, documentation of the implementation of the Report identified

corrective action(s) and recommendation(s), and a copy of the carrier required re-inspection. If the bidder elected to instead receive a worker's compensation premium surcharge, they shall so indicate.

- 2.1.2 Last 3 years of OSHA 300 Forms (Logs of Work-Related Injuries and Illnesses) and/or 300A redacted summary worksheets (as available, to verify accuracy of information provided).

Note: if the bidder is not required to maintain such information, it shall provide an explanation for the exemption.

If a bidder's EMR is greater than 1.0, the bidder shall submit their OSHA 300A redacted forms for the entire period covered by the work loss runs indicated in Section 2.1.1 above.

- 2.1.3 List of all federal, state and local regulatory agency (e.g., OSHA, NYSDEC, USEPA, USDOT, DEP, FDNY and NYCDOB, etc.) notices of violation, notices of deficiencies, and fines issued/received in the past 3 years; the letter listing these (or stating that no notices of violation, notices of deficiencies, and no fines have been issued/received in the past 3 years) shall be on company letterhead and certified as complete and accurate by the sworn, notarized statement of a principal or officer of the bidder.

- 2.1.4 List of reportable releases of chemical or petroleum products associated with the bidder's operations during, at a minimum, the last 3 years; the letter listing these (or stating that no reportable releases associated with the bidder's operations have occurred during the past 3 years) shall be on company letterhead and certified as complete and accurate by the sworn, notarized statement of a principal or officer of the bidder.

- 2.1.5 A written description of the bidder's EHS programs (and associated training), including any EHS programs and procedures employees will be required to follow while providing labor or services for DEP. Upon request by DEP, the bidder shall also provide a protocol for the EHS evaluation of any subcontractors that could be proposed by it for DEP approval.

- 2.1.6 A sworn, notarized certification from a principal or officer that, if the bidder is awarded the Contract, its EHS programs shall meet all OSHA, USEPA, NYS and local regulations, and the bidder shall abide by applicable DEP policies and procedures, as appropriate, and as provided by DEP. (Refer to Bidder's EHS Performance and Program Review Questionnaire/Checklist that is included with the bid submission materials in the Invitation for Bids package).

- 2.1.7 For bidders that are joint ventures, the above information must be provided and will be reviewed for the joint venture itself and the individual joint venture partners.

Questions

