

CITY OF WILLIAMSPORT, PA RESOLUTION

RESOLUTION # 9185

DATE 9-9-21

TITLE

A RESOLUTION AWARDING THE 2021 CONTRACTS FOR STREET LINE PAINTING AND BITUMINOUS SEAL COATING FOR THE CITY OF WILLIAMSPORT

BE IT HEREBY RESOLVED that the City Council of the City of Williamsport awards the 2021 contracts for Street Line Painting of streets throughout the city and Bituminous Seal Coating of roads listed on Attachment 1 (3a) to the following vendors at the prices listed on the respective "Schedule of Prices" attached.

Street Line Painting:

Midlantic Marking, Inc.
P.O. Box 7997
Gaithersburg, MD 20898

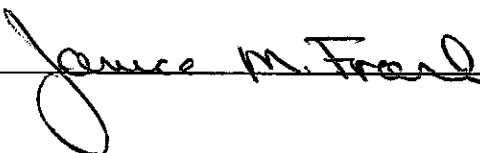
Total contract amount: \$13,437.03

Bituminous Seal Coating:

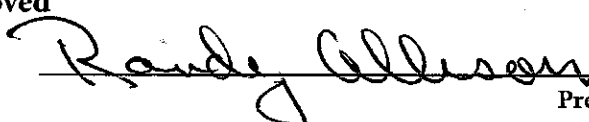
Russell Standard Corporation
1514 Black Gap Road
Fayetteville, PA 17222

Total contract amount: \$26,998.27

Approved



City Clerk



President

CITY OF WILLIAMSPORT
DEPARTMENT OF STREETS, PARKS & FLOOD CONTROL

MEMO

To: Mayor Derek Slaughter and Members of City Council
From: Adam L. Winder
Subject: Street Line Painting and Seal Coating
Date: August 25, 2021

Attached for your review and approval is a resolution awarding the City of Williamsport's 2021 contract for street line painting to Midlantic Marking, Inc., P.O. Box 7997 Gaithersburg, MD 20898, and the contract for bituminous seal coating to Russell Standard Corporation, 1514 Black Gap Road, Fayetteville, PA 17222.

Bidding was done recently through the West Branch Council of Governments Cooperative Purchasing, of whom the city is a member. The resolution identifies the low bidder for each of the contracts.

Funding for the street line painting is allocated in the general fund line item #2270-62070 traffic paint and funding for the seal coating in liquid fuels line item #7001-62190 street materials.

I am requesting that action be taken by City Council on Thursday, September 9, 2021.

Attachments

vl



PROPOSAL & CONTRACT (WHEN EXECUTED)

(THIS PROPOSAL INCLUDES INSTRUCTIONS TO BIDDERS)

A. DEPOSIT OF PROPOSALS.

All envelopes containing Bid proposals shall be clearly marked "Line Painting" proposals for letting

May 18, 2021

Date

Sealed Proposals will be received on or before

12:00 PM on MAY 17, 2021

Time

Bids will be opened and read at approximately

7:00 PM, on the above let date.

Time

Muncy Creek Twp, 575 Rt442 Hwy, Muncy, PA 17756-8332

West Branch COG

Municipality Name and Type

William Dorman (570)-584-6362

Secretary

P.O. Box 157

Address

Hughesville PA, 17737-0157

Proposals must be mailed or otherwise delivered to the above address.

1. The contractor proposes to furnish and deliver all materials (including Form CS-4171, CERTIFICATE OF COMPLIANCE and/ or TR-465 DAILY BITUMINOUS MIXTURE CERTIFICATION) and to do and perform all work on the following project as more specifically set forth in the Schedule of Prices (Attachment), in accordance with drawings and specifications on file at NA and special requirements contained herein and/ or attached hereto and current PennDOT Specifications (Publication 408), except (a) bidders need not be prequalified by PennDOT (Sec.102.01), and (b) Volumetric testing of bituminous paving materials is not required (Sec. 409).

2. If designated as the successful bidder, the contractor will begin work on the date specified in the notice to proceed. Or as otherwise provided in the special requirements, and will complete all work on or before See Contract, 2021. If all work is not completed on time, liquidated damages will be assessed at the rate of \$ 885.00 per additional working day.

3. Accompanying this proposal is a certified check or bid Bond in the amount of 10 % of Bid made payable to the municipality as a proposal guarantee which, it is understood, will be forfeited in case the contractor fails to comply with the requirement of the proposal.

4. Performance and Payment Bonds in the amount of 100% and proof of Worker's Compensation insurance must be supplied to the Municipality within 20 days of receipt of bid award.

B. PROPOSAL OF: Midlantic Marking, INC.

Name of Contractor

PO Box 7997 Gaithersburg MD 20898

301-865-8844

Address

CONTRACTOR'S CERTIFICATION

It is hereby certified as follows:

1. The only person(s) interested in this proposal as principal(s) is (are): John F Deeley

2. None of the above persons are employees of the municipality.

3. This proposal is made without collusion with any other person, firm, or corporation.

4. All plans and specifications referred to above and the site of the work have been examined by the contractor. The contractor understands that the quantities indicated herein are approximate and are subject to change as may be required; and that all work is payable on the basis of the unit prices listed on the Schedule of Prices (Attachment 1).

5. The contractor will comply with all requirements of the laws and implementing regulations of the Commonwealth of Pennsylvania and the United States relating to human relations, equal opportunity and non-discrimination in employment, and will pay to workmen employed in the performance of the contract the wages to which they may be entitled.

6. The contractor will provide the municipality with a performance bond, conditioned upon the faithful performance of the contractor in accordance with the plans, specifications and conditions thereof, and a payment bond conditioned on the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work, in accordance with the Public Work's Contractors' Bond Law of 1967; and an affidavit accepting the provisions of the Workmen's Compensation Act of 1915, as amended.

7. "The parties agree that the relationship between the Contractor and the Township is one of independent contractor and not the employer/employee and that the individual employees of the Contractor who will be performing the work pursuant to this contract are not employees of the Township. Contractor hereby certifies, represents and warrants to the Township that all persons performing any aspect of the work pursuant to this Contract who are required to have commercial driver's license are subject to a program for drug and alcohol testing in accordance with the Omnibus Transportation Employee Testing Act of 1991 and the federal regulations adopted pursuant thereto."

Midlantic Marking Inc.

Contractor

WITNESSED OR ATTESTED BY:

Tammy Payne 5/12/21
Title Date

BY: [Signature] 5/12/21
Title President Date

TO BE EXECUTED ONLY IN THE EVENT THE ABOVE PROPOSAL IS ACCEPTED

ACCEPTED ON: _____
Date

Municipality

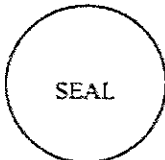
ATTESTED BY:

Title

BY: _____
Title

Title

Title



ATTACHMENT # 1

LOCATION OF WORK:

Various Roads in the municipalities listed below as directed.
Contact the Municipality for specific locations.

Municipality	TYPE OF WORK	UNITS	QUANTITY	QUANTITY	QUANTITY
			(Yellow)	(White)	(White Skip)
City of Williamsport	4" Double Yellow	LF	39,148	-	-
	Single - 4" White	LF	-	126,241	-
	4" White Skip	LF	-	-	9,992
Muncy Creek Twp.	4" Double Yellow	LF	80,697	-	-
	Single - 4" White	LF	-	62,010	-
Muncy Twp.	4" Double Yellow	LF	23,658	-	-
	Single - 4" White	LF	-	8,848	-
Upper Fairfield Twp.	4" Double Yellow	LF	21,120	-	-
Wolf Twp.	4" Single Yellow	LF	-	-	-
	4" Double Yellow	LF	34,200	-	-
Brady Twp.	4" Double Yellow	LF	27,874	-	-
	Single - 4" White	LF	-	55,558	-
Clinton Twp.	4" Double Yellow	LF	59,927	-	-
	Single - 4" White	LF	-	102,232	-

Lycoming County

ATTACHMENT # 1

LOCATION OF WORK:

Various Roads in the municipalities listed below as directed.

Contact the Municipality for specific locations.

	Municipality	TYPE OF WORK	UNITS	QUANTITY (Yellow)	QUANTITY (White)	QUANTITY (White Skip)
Northumberland County	Turbot Twp.	4" Double Yellow	LF	95,194	-	-
		Single – 4" White	LF	-	59,660	-
Columbia County	North Centre Twp	4" Double Yellow	LF	53,380	-	-

DESCRIPTION OF WORK:

Line Painting:

This work is the furnishing and application of waterborne pavement markings, of the type and color indicated.

MATERIAL

(a) **General.** Provide materials from a source listed in Bulletin 15. Certify materials as specified in Section 106.03(b)3.

(b) **Paint.** Provide waterborne traffic paints listed in Bulletin 15.

(c) **Glass Beads.** Section 1103.14 furnish Type A glass beads unless otherwise specified.

CONSTRUCTION

(a) **General.** At least 5 days before beginning work, provide the Municipality with a schedule of operations. In addition, provide the Municipality with the manufacturer's instruction for the installation of the materials, application temperatures, proper mixing techniques, and any other data to ensure the material is being properly installed.

(b) Equipment.

1. **Line Application.** Use a machine that is:

- Capable of simultaneously applying two parallel lines of the width indicated in solid or broken patterns or various combinations thereof;
- Capable of automatically dispensing glass beads onto the painted surface, at the required application rate, by the pressurized gun method; and
- Equipped with a measuring device, which automatically and continuously measures the length of each line placed, to the nearest foot.

2. **Legend Application.** Include crosswalks, symbols, legends, stop lines, and other miscellaneous items. Do not apply with hand brushes or rollers. Glass beads may be hand-applied.

ATTACHMENT # 1

Continued

DESCRIPTION OF WORK: Continued

(c) Application Rates.

1. **Paint.** Dispense at a wet-film thickness of 15 mils \pm 1 mil for all markings, except edge line markings are 12 mils \pm 1 mil.

2. **Glass Beads.** Apply at a rate of 7 pounds per gallon of paint.

3. **Calibration.** Use a machine calibrated as follows:

- **Line Measuring Device.** Calibrate automatic line length gauges to maintain a tolerance of \pm 25 feet per mile.
- **Cycle Length/Line Timer.** Calibrate cycle length in a tolerance of 6 inches per 40 feet; calibrate line length to maintain a tolerance of 3 inches per 10 feet.
- **Bead Guns.** Calibrate to dispense glass beads at the specified rate. Check by dispensing glass beads into a gallon container for a predetermined fixed period of time. Verify the weight of glass beads.
- **Paint Guns.** Calibrate to simultaneously apply the paint at the uniform rates specified with an allowable tolerance of 1 mil and with an allowable width tolerance of 1/4 inch.

(d) Surface Preparation. Clean the roadway surface where the waterborne pavement markings will be applied. Remove all surface treatment, laitance, curing compound, or any contaminants that would hinder adhesion. Clear any loose dirt and other debris from the area to be painted with compressed air. Surface preparation is incidental to the application of waterborne pavement markings, except for the removal of pavement markings which is performed and paid for under Section 963. Identify the location of the final pavement markings by applying spots on the pavement at 40-foot intervals. The Municipality will approve the locations.

(e) Temperature Restriction. Apply on a dry pavement with minimum ambient and pavement temperatures of 50F and a maximum relative humidity of 80%. Confirm the proper atmospheric and pavement surface conditions with the Municipality.

(f) Protection of Painted Surfaces. Provide protection to allow adequate time for the markings to dry and be track-free from vehicular traffic. Follow the manufacturer's recommendations or use a minimum of 30 minutes. Use barrier cones to protect markings that do not dry in less than 2 minutes on a roadway where traffic is maintained. Repaint marked or damaged areas, as directed.

ATTACHMENT # 1

Continued

DESCRIPTION OF WORK: Continued

(g) **Centerline Application.** Locate and place as indicated and as follows:

Avoid placing markings on longitudinal pavement joints and seams. Where existing centerlines are visible and properly located, apply directly over the existing pattern.

Where centerlines do not exist, or existing centerlines are improperly located, apply at the correct location, as determined by the Municipality. Remove the improperly located existing markings, as specified in Section 963.3.

Divide the roadway on two-lane roadways. However, if a portion of the roadway on either or both sides is to be used for parking, then divide the traveled way.

(h) **Edgeline Application.** Do not place markings on joints or seams between the traveled way and shoulder.

(i) **Retro reflectivity.** Provide markings with an average minimum initial retro reflectivity of 250 mcd/m²/lux for white and 165 mcd/m²/lux for yellow. Under the direction and supervision of the Representative, measure with a 30- meter geometry retro reflectometer conforming to ASTM E 1710 within 21 days after installation in accordance with PTM No. 431.

(j) **Defective Work.** Remove and replace any markings placed incorrectly. Repair those markings, which after application and drying, the Municipality determines to be defective. Complete this work at no additional cost to the Municipality. Major types of defective work and method of repair include the following:

- **Inadequate retro reflectivity, glass bead coverage or retention.** Restripe over defective marking.
- **Insufficient thickness or line width, uneven cross-section, poor adhesion, or delaminating.**

Remove defective markings as specified in Section 963.3 and clean pavement surface, including 1 foot beyond each end of the affected area. Remove loose particles and debris with compressed air. Restripe the marking on the cleaned surface as specified in this specification.

(k) **Guarantee.** Guarantee pavement marking material against failure due to premature wear or poor adhesion resulting from defective materials or method of application in accordance with Section 107.16(b) for a period of 90 days from the date of acceptance.

Line Painting General NOTE:

- *All line painting shall be performed when all roadway seal coating applications have been completed. All coordination for line painting, surface seal coating and paving shall be the responsibility of contractor.*

NOTES:

The contractor is responsible to ensure that the proper material is provided by supplying:

1. The contractor will also supply the municipality with a Daily Material Certification on a TR-465 or CS-4171, **supported by testing**, within 24 hours of placing the lines for each day's placement.
2. Work must be completed by October 31, 2021.

The municipality **will withhold payments** if the above requirement is not met.

ATTACHMENT # 1

continued

DESCRIPTION OF WORK: continued

Traffic Control:

Contractor is responsible for performing traffic control according to publication 212, 213 and the MUTCD.

NOTES:

The contractor is responsible to ensure that the proper material is provided by supplying:

3. The contractor will also supply the municipality with a Daily Material Certification on a TR-465 or CS-4171, supported by testing, within 24 hours of placing the lines for each day's placement.
4. Work must be completed by: Wolf Twp – completed by September 31, 2021; Turbot Twp., Northumberland Co. – completed by September 10, 2021.
5. Each municipality is to be billed separately for work completed within their municipality, mailing information is attached.
6. Contractor is responsible for coordinating line painting work with each municipality, seal coat and paving contractor as needed.

The municipality will withhold payments if the above requirement is not met.

All work must be completed in accordance with the current PADOT Pub. 408 Specifications and its supplement.

Schedule of Prices					
Item No.	Quantity	Unit	Description of Work	Unit Price	Total
1	435,198	LF	4" Double Yellow Center Lines	.124	53,964.55
2	414,549	LF	Single – 4" White Edge Lines	.063	26,116.59
3	9,992	LF	4" White Skip	.063	629.50
Total Amount of Contract					80,710.64

MS-944 PROPOSAL AND CONTRACT INSTRUCTIONS – FORM 944

1. The proposal must be typewritten or printed.
2. If more than one proposal on any project is submitted by any individual, firm or partnership, corporation or association under the same names, only one lowest proposal will be considered.
3. Description of work-----
 - A. If additional space is needed, insert appropriately numbered attachment and note "Continued on Attachment No. _____."
 - B. Where Binder Surfaces are a part of this Contract, Average Daily Traffic (ADT) Count must be included in the description.
4. Part A of Page 1 to be completed by municipality. Part B of Page 1 to be completed by contractor. Schedule of Prices – Column #1 (Item), #2 (Approximate Quantities), #3 (Unit, i.e., ton, square yard, linear feet, etc.) and #4 (Description, i.e., bituminous materials – ID-2, FJ1, FB1, BCBC, etc.) must be filled in by the municipality to insure equitable bidding. Column #5 (Unit Price), #6 (Total), and total amount of bid must be filled in by the contractor. If more space is needed, add note at bottom of the page: "Continued on Attachment No. 1-A." and add additional sheet designated as Attachment No. 1-A, 1-B, etc. Repeat for each additional sheet required.
5. If liquidated damages are to be assessed, add the following sentence to Part A #2. "If all work is not completed on time, liquidated damages will be assessed at the rate of \$ 885.00 per additional working day." (OR "...as set forth in the attached schedule.")
6. Payment and Performance bonds are provided only by the successful bidder. Contracts under \$5,000 – bonds must be in 50% of the contract amount. Contracts in excess of \$5,000 – bonds must be in 100% of the contract amount. Bond Form MS-944 Attachments 2 and 3 and Workmen's Compensation Affidavit Attachment 4 must be submitted by the successful bidder within 20 days of the contract award. Failure to submit the bonds shall constitute grounds to cancel the contract.
7. *Construction projects, where the estimated cost of the total project exceeds \$100,000.00 are subject to the provisions of the Pennsylvania Prevailing Wage Act 442. It is the responsibility of the municipality to obtain the Prevailing Wage Scale for the area and include it in the proposal. IF the Prevailing Wage Act applies, this fact shall be noted in the advertisement.

On projects utilizing Federal revenue Sharing Funds, if the project cost exceeds \$2,000 and is financed with 25% or more Federal Revenue Sharing Funds, the Davis Bacon Act applies. Again, it is the responsibility of the municipality to obtain the Davis Bacon Wage Rates, include them in the proposal and note the fact in the advertisement. If both Acts are applicable, the Davis Bacon Act has preference over the Pennsylvania Prevailing Wage Act.
8. An ESCALATOR CLAUSE is optional; if used, it must be included in the proposal prepared by the municipality. An escalator clause may not be inserted by the contractor.

*(1961, Aug. 15, P.L. 987: 43 P.S. 165)

PERFORMANCE BOND
(With Corporate Surety)

KNOW ALL MEN BY THESE PRESENTS, that we, _____
(NAME AND ADDRESS OF CONTRACTOR)

as Principal and _____
(SURETY COMPANY)

a corporation incorporated under the laws of the State of _____ as Surety
(NAME OF STATE)

are held and firmly bound unto _____ . In the full and just sum
of _____ (\$ _____) dollars

lawful money of the United States of America, to be paid to the above Municipality or its assigns, to which payment well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, the above bouden Principal has entered into a contract with the above Municipality, bearing even date herewith, for the undertaking of certain obligations as therein set forth.

NOW, THEREFORE, the condition of this obligations such that if the bounden Principal, as Contractor, shall in all respects comply with and faithfully perform the terms and conditions of said Contract, including the Specifications and conditions referred to and made a part thereof, and such alterations as may be made in said Specifications as therein provided, and shall well and truly, and in a manner satisfactory to the Municipality fulfill all obligations as therein set forth, then this Obligation shall be void, but otherwise the same shall be and remain in full force, virtue and effect.

It is further provided that any alteration which may be made in the terms of the contract or its specifications with the express approval of the Municipality or the Principal to the other, shall not in any way release the Principal and Surety or either or any of them, their heirs, executors, administrators, successors or assigns from their liability hereunder, notice to the Surety of any such alteration or forbearance being hereby waived.

IN WITNESS WHEREOF, the said Principal and Surety have duly executed this Bond under Seal, pursuant to due and legal action authorizing the same to be done on _____
(DATE OF BOND)



SEAL

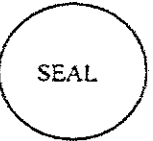
Attest / Witness

CONTRACTOR

TITLE

BY:

TITLE



SEAL

Attest / Witness

SURETY COMPANY

TITLE

BY:

TITLE

PAYMENT BOND

KNOW ALL MEN BY THESE PRESENTS, that we, _____
of _____, as PRINCIPAL and _____
corporation incorporated under the laws of the State of _____ as SURETY, are
held and firmly bond unto the _____, in the full and just sum of
_____ (\$ _____) dollars, lawful money of the United
States of America, to be paid to the said _____ or its assigns, to which payment well and true to be made,
we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these
presents.

WHEREAS, the above bounden Principal has entered into a contract with the above municipality, hereinafter
called Obligee, bearing even date herewith, for the improvement of a certain section of highway or bridge in said
Municipality consisting of: _____

for approximately the sum of _____ (\$ _____) dollars.

NOW, THEREFORE, the condition of this obligation is such that if the above bounden PRINCIPAL shall and
will promptly pay or cause to be paid in full all sums of money which may be due to contract or otherwise, to any
individual, firm, partnership, association or corporation, for all material furnished or labor supplied or performed in the
prosecution of the work, whether or not the said material or labor entered into and became component parts of the work
and for rental of the equipment used and services rendered by public utilities in, or in connection with the prosecution of
such work, then this obligation to be void, otherwise to remain in full force and effect.

The PRINCIPAL and SURETY, hereby, jointly and severally, agree with the Obligee herein that any individual
firm, partnership, association or corporation, which has performed labor or furnished material in the prosecution of the
work as provided, and any public utility which has not been paid in full therefor, may sue in assumpsit on this Payment
Bond in his, their, or its own name and may prosecute the same to final for such sum or sums as may be justly due him,
them or it, and have execution thereon. Provided, however, that the Obligee shall not be liable for the payment of any
costs of expenses of such suit.

RECOVERY by any individual, firm, partnership, association or corporation hereunder shall be subject to the
provisions of the "Public Works Contractors' Bond Law of 1967", Act No. 385, approved December 20, 1967, P.L. 869,
which Act shall be incorporated herein and made a part hereof, as fully and completely as though its provisions were fully
and at length herein recited.

It is further provided that any alterations which may be made in the terms of the contract or in the work to be done
or materials to be furnished or labor to be supplied or performed under it or the giving by the Obligee of any extension of
time for the performance of the contract or any other forbearance on the part of either the Obligee or the Principal to the
other, shall not in any way release the PRINCIPAL and the SURETY or SURETIES of any such alteration, extension of
forbearance being hereby waived.

IN WITNESS WHEREOF, the said PRINCIPAL and SURETY have duly executed this Bond
under seal this _____ Day of _____, 20 _____.



TITLE

WITNESS

CONTRACTOR

BY: _____
TITLE



TITLE

WITNESS

SURETY COMPANY

BY: _____
TITLE

MS-944

**Attachment 4
AFFIDAVIT RE
ACCEPTING PROVISIONS OF THE WORKMEN'S COMPENSATION ACT**

State of Maryland)

)

)SS:

)

County of Frederick)

he has
Being duly sworn according to law deposes and says that they have
It

accepted the provisions of the Workmen's Compensation Act of 1915 of the Commonwealth of Pennsylvania.

has his
with its supplements and amendments, and have insured their liability hereunder in it accordance with the terms of said
its

Act with Selective Insurance
(SURETY COMPANY)

Midlantic Marking Inc.
(TYPE OR PRINT) CONTRACTOR

BY: [Signature]
SIGNATURE

Sworn to and subscribed before me this 12 day of May, A.D. 2021

[Signature]
SIGNATURE

Tammy J. Ryane
NOTARY PUBLIC
FREDERICK COUNTY, MARYLAND
My Commission Expires 9/18/2022

ANTI-COLLUSION AFFIDAVIT



County _____

Municipality _____

Project Number _____

State of Maryland

Fed. Project No. _____

(If Applicable)

County of Frederick

The undersigned deponent deposes and says that he is the President of the Midlantic Marking Inc. Company; that he is authorized to make this affidavit on behalf of said company in compliance with section 102.06 (e) of Department Specifications, Publication 408, as amended and that the said company has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such contract.

Midlantic Marking Inc.
(Contractor)

BY [Signature]

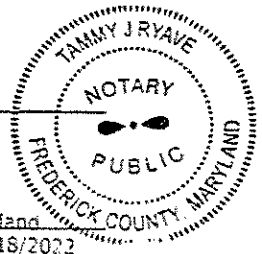
Sworn to and subscribed before me the undersigned notary public this

12 day of May, 2021.

Tammy J Ryave
Notary Public

My Commission expires

Tammy J Ryave
NOTARY PUBLIC
Frederick County, Maryland
My Commission Expires 9/18/2022





_____ MUNICIPALITY

NOTICE OF COMPLETION

IN REFERENCE TO PROJECT # _____

Name of Contractor _____

Performance of work as specified on the above numbered contract is completed and final pavement inspection has been made by the contractor and municipality in accordance with the terms of the contract awarded.

DATE OF AWARD _____

Signature of Municipality

Signature of Contractor

Both copies of this form to be filled by the Contractor-Municipality on completion of final pavement restoration.

THIS PORTION TO BE COMPLETED BY MUNICIPALITY

FINAL COMPLETION CERTIFICATE

By the affixing of my signature I hereby certify that final inspection has been made and all work has been performed in accordance with the above contract # and is hereby accepted by the municipality as completed.

Authorized Agent for the Municipality

*DATE _____

* The contractor is responsible for maintenance of permanent pavement repairs for a period of one year from this date.



COMMONWEALTH OF PENNSYLVANIA

PUBLIC WORKS EMPLOYMENT VERIFICATION FORM

Date 5/12/2021

Business or Organization Name (Employer) Midlantic Marking Inc

Address PO Box 7997

City Gaithersburg State MD Zip Code 20898

Contractor Subcontractor (check one)

Contracting Public Body _____

Contract/Project No _____

Project Description Line Painting

Project Location West Branch COG

As a contractor/subcontractor for the above referenced public works contract, I hereby affirm that as of the above date, our company is in compliance with the Public Works Employment Verification Act('the Act') through utilization of the federal E-Verify Program (EVP) operated by the United States Department of Homeland Security. To the best of my/our knowledge, all employees hired post January 1, 2013 are authorized to work in the United States.

It is also agreed to that all public works contractors/subcontractors will utilize the federal EVP to verify the employment eligibility of each new hire within five (5) business days of the employee start date throughout the duration of the public works contract. Documentation confirming the use of the federal EVP upon each new hire shall be maintained in the event of an investigation or audit.

I, John F Deeley, authorized representative of the company above, attest that the information contained in this verification form is true and correct and understand that the submission of false or misleading information in connection with the above verification shall be subject to sanctions provided by law.

[Signature]
Authorized Representative Signature



**PROPOSAL & CONTRACT
(WHEN EXECUTED)**

(THIS PROPOSAL INCLUDES
INSTRUCTIONS TO BIDDERS)

A. DEPOSIT OF PROPOSALS.

All envelopes containing Bid proposals shall be clearly marked "Seal Coat" proposals for letting

May 18, 2021

Date

Scaled Proposals will be received on or before

12:00 PM on MAY 17, 2021

Time

Bids will be opened and read at approximately

7:00 PM

Time

, on the above let date.

Muncy Creek Twp, 575, Rte 442
Hwy, Muncy, PA 17756-8332

West Branch COG

Municipality Name and Type

William Dorman (570)-584-6362

Secretary

P.O. Box 157

Address

Hughesville PA, 17737-0157

Proposals must be mailed or otherwise
delivered to the above address.

1. The contractor proposes to furnish and deliver all materials (including Form CS-4171, CERTIFICATE OF COMPLIANCE and/ or TR-465 DAILY BITUMINOUS MIXTURE CERTIFICATION) and to do and perform all work on the following project as more specifically set forth in the Schedule of Prices (Attachment), in accordance with drawings and specifications on file at NA and special requirements contained herein and/ or attached hereto and current PennDOT Specifications (Publication 408), except (a) bidders need not be prequalified by PennDOT (Sec.102.01), and (b) Volumetric testing of bituminous paving materials is not required (Sec. 409).

2. If designated as the successful bidder, the contractor will begin work on the date specified in the notice to proceed. Or as otherwise provided in the special requirements, and will complete all work on or before See Contract, 2021. If all work is not completed on time, liquidated damages will be assessed at the rate of \$ 885.00 per additional working day.

3. Accompanying this proposal is a certified check or bid Bond in the amount of 10 % of Bid made payable to the municipality as a proposal guarantee which, it is understood, will be forfeited in case the contractor fails to comply with the requirement of the proposal.

4. Performance and Payment Bonds in the amount of 100% and proof of Worker's Compensation insurance must be supplied to the Municipality within 20 days of receipt of bid award.

B. PROPOSAL OF: Russell Standard Corporation 717-352-8995

Name of Contractor

1514 Black Gap Road, Fayetteville, PA 17222

Address

CONTRACTOR'S CERTIFICATION

It is hereby certified as follows:

1. The only person(s) interested in this proposal as principal(s) is (are): Russell Standard Corporation

2. None of the above persons are employees of the municipality.

3. This proposal is made without collusion with any other person, firm, or corporation.

4. All plans and specifications referred to above and the site of the work have been examined by the contractor. The contractor understands that the quantities indicated herein are approximate and are subject to change as may be required; and that all work is payable on the basis of the unit prices listed on the Schedule of Prices (Attachment 1).

4. The contractor will comply with all requirements of the laws and implementing regulations of the Commonwealth of Pennsylvania and the United States relating to human relations, equal opportunity and non-discrimination in employment, and will pay to a citizen employed in the performance of the contract the wages to which they may be entitled.

5. The contractor will provide the municipality with a performance bond, conditioned upon the faithful performance of the contractor in accordance with the plans, specifications and conditions thereof, and a payment bond conditioned on the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work, in accordance with the Public Works Contractors' Bond Law of 1967, and an affidavit accepting the provisions of the Workmen's Compensation Act of 1915, as amended.

6. The parties agree that the relationship between the Contractor and the Township is one of independent contractor and not the employer-employee and that the individual employees of the Contractor who will be performing the work pursuant to this contract are not employees of the Township. Contractor hereby certifies, represents and warrants to the Township that all persons performing any aspect of the work pursuant to this Contract who are required to have commercial driver's license are subject to a program for drug and alcohol testing in accordance with the Omnibus Transportation Employee Testing Act of 1991 and the federal regulations adopted pursuant thereto."

Russell Standard Corporation

Contractor

WITNESSED OR ATTESTED BY:

BY: [Signature] 5/17/21
Title: Barry Stager, Operations Manager Date

[Signature] 5/17/21
Title: Secretary Date

Three Notaries of Pennsylvania, Notary Seal
Marie Louise Shaefer, Notary Public
Franklin County
My commission expires January 29, 2023
Commission Number: 1258126
Member, Pennsylvania Association of Notaries

Commonwealth of Pennsylvania, Notary Seal
Marie Louise Shaefer, Notary Public
Franklin County
My commission expires January 29, 2023
Commission Number: 1258126
Member, Pennsylvania Association of Notaries

TO BE EXECUTED ONLY IN THE EVENT THE ABOVE PROPOSAL IS ACCEPTED

ACCEPTED ON: _____
Date

Municipality

ATTESTED BY: _____
Date

BY: _____
Title

Title

Title



ATTACHMENT #1

Continued

SCHEDULE OF PRICES

1a	1b	2	3	4	5	6	7
Item No.	County	Approx. Quantity	Unit	Description	Municipality	Unit Price	Total (2 x 6)
1	41	4,915	SY	Seal Coat Sgl Application. w/CRS-2PM	City of Williamsport		
	41	27,145	SY		South Williamsport		
	41	20,372	SY		Muncy Township		
Total		52,432 ^{0.42}	SY	Bit Seal Coat Single Appl. w/CRS-2PM, Applied		1.65	86,512.80 ^{0.42}
2	41	5,866	SY	Seal Coat Dbl Application w/CRS-2PM	City of Williamsport		
	41	16,587	SY		Penn Township		
	41	778	SY		Muncy Township		
	41	4,540	SY		Eldred Township		
Total		27,771 ^{0.42}	SY	Bit Seal Coat Double Appl. w/CRS-2PM, Applied		3.22	89,422.62 ^{0.42}

ATTACHMENT # 1

continued

SCHEDULE OF PRICES: continued

1a	1b	2	3	4	5	6	7
Item No.	County	Approx. Quantity	Unit	Description	Municipality	Unit Price	Total (2 x6)
3	41	56	SY	Asphalt Skin Patching <u>Dbl</u> Appl.	Muncy Township		
Total		56	SY	Asphalt Skin Patching <u>Double</u> Coat Delivered and Applied		5.40	302.40^{sw}
4	41	117	SY	Asphalt Skin Patching	Muncy Township		
Total		117	SY	Asphalt Skin Patching Delivered and Applied		2.70	315.90^{sw}
5	41	1	LS	Asphalt Price Adjustment of Bituminous Materials IB = \$495.00/Ton May 2021, District 3-0		N/A	N/A
*Total Amount of Contract							\$176,553.72^{sw}

*Add column 7 for the total amount of contract

Note: Aggregate type to be used is either sandstone or limestone with an SRL - L minimum. All Municipalities will cover any inlets or utilities prior to placement of seal coat material. Contract will be awarded to the lowest responsible bidder for: (items 1,2,3,4,5,6) Each municipality is to be billed separately for work performed within their respective municipal boundary and each municipal contact information is attached.

CNA SURETY

CNA Plaza, Chicago IL 60685-0001

BID BOND

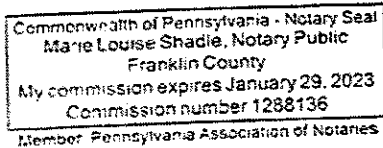
KNOW ALL MEN BY THESE PRESENTS: That we **Russell Standard Corporation**, Principal,
1514 Black Gap Road, Fayetteville, PA 17222
and **Western Surety Company**, Surety, are held and firmly bound
One PPG Place, Suite 2920, Pittsburgh, PA. 15222
unto **West Branch COG**, Obligees,
P.O. Box 157, Hughesville, PA 17737
in the sum of **Ten Percent (10%) of Amount Bid**

Dollars (\$10% of bid),
for the payment of which we bind ourselves, our legal representatives, successors and assigns,
jointly and severally, firmly by these presents.

WHEREAS, Principal has submitted or is about to submit a proposal to Obligees on a contract
for **Single Application Seal Coat** City of Williamsport
Double Application Seal Coat South Williamsport
Skin Patching, Double Application Muncy Township
Skin Patching Eldred, Penn Townships

NOW, THEREFORE, if the said contract be awarded to Principal and Principal shall, within
such time as may be specified, enter into the contract in writing and give such bond or bonds as
may be specified in the bidding or contract documents with surety acceptable to Obligees; or if
Principal shall fail to do so, pay to Obligees the damages which Obligees may suffer by reason of
such failure not exceeding the penalty of this bond, then this obligation shall be void; otherwise to
remain in full force and effect.

Signed, sealed, and dated this 17th day of May, 2021



Russell Standard Corporation

Principal

By:

(Seal)

Barry Statler, Operations Manager

Western Surety Company

Surety

By:

(Seal)

Kathleen A. Vansovich, Attorney-in-Fact

F158

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint:

Linda Donahue, Michael Dercoli, Michael D Ward, Neal W Smith, Alan R Weiler, Kathleen A Vansovich, Vicky Lynn Dielman, Geneva L Maher, Denise Nelson, Stephanie Mc Quillen, Julieann Johnston, Karen A Townsend, Deborah L Williams, Individually

of Columbus, OH, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 14th day of July, 2020.



WESTERN SURETY COMPANY

Paul T. Bruffat

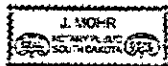
Paul T. Bruffat, Vice President

State of South Dakota }
County of Minnehaha }

On this 14th day of July, 2020, before me personally came Paul T. Bruffat, to me known, who, being by me duly sworn, did depose and say that he resides in the City of Sioux Falls, State of South Dakota, that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument, that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2021



J. Mohr

J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 17th day of May, 2021



WESTERN SURETY COMPANY

L. Nelson

L. Nelson, Assistant Secretary

Form 14280-1-20-2

Go to www.cnasurety.com > Owner / Obligee Services > Validate Bond Coverage, if you want to verify bond authenticity.

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.



AFFIDAVIT RE

ACCEPTING PROVISIONS OF THE WORKMEN'S COMPENSATION ACT

State of Pennsylvania)

)

)

)

)

ss: Russell Standard Corporation

County of Franklin

Barry Statler,

being duly sworn according to law deposes and says that they he has
have
it has

accepted the provisions of the Workmen's Compensation Act of 1915 of the Commonwealth of Pennsylvania, with

has his
its supplements and amendments, and have insured their liability thereunder in accordance with the terms of said
its

Act with Old Republic Insurance
Workmen's Compensation Company

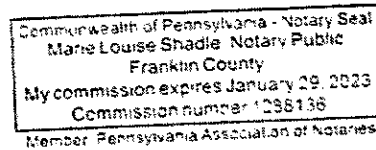
Russell Standard Corporation
(TYPE OR PRINT) CONTRACTOR

BY *Barry Statler*
Barry Statler SIGNATURE Operations Manager

Sworn to and subscribed before me this 17th day of May A.D. 20 21.

Marie Louise Shadle
SIGNATURE

January 29, 2023
My Commission Expires (DATE)



ANTI-COLLUSION AFFIDAVIT



County Lycoming

Municipality West Branch COG

Project Number _____

State of Pennsylvania

Fed. Project No. _____
(If Applicable)

County of Franklin

The undersigned deponent deposes and says that he is the Operations Manager of the Russell Standard Corporation Company; that he is authorized to make this affidavit on behalf of said company in compliance with section 102.06 (e) of Department Specifications, Publication 408, as amended and that the said company has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such contract.

Russell Standard Corporation
(Contractor)

BY

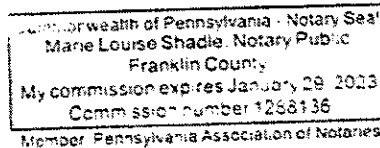
[Signature]
Barry Statler, Operations Manager

Sworn to and subscribed before me the undersigned notary public this

17th day of May, 2021.

[Signature]
Notary Public

My Commission expires January 29, 2023





COMMONWEALTH OF PENNSYLVANIA

PUBLIC WORKS EMPLOYMENT VERIFICATION FORM

Date May 17, 2021

Business or Organization Name (Employer) Russell Standard Corporation

Address 1514 Black Gap Road

City Fayetteville State PA Zip Code 17222

Contractor Subcontractor (check one)

Contracting Public Body West Branch Council of Governments

Contract/Project No _____

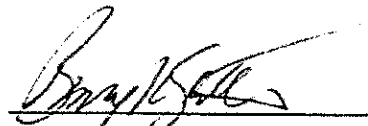
Project Description Seal Coat

Project Location South Williamsport, City of Williamsport, Muncy Township, Penn Township
Eldred Township

As a contractor/subcontractor for the above referenced public works contract, I hereby affirm that as of the above date, our company is in compliance with the Public Works Employment Verification Act ('the Act') through utilization of the federal E-Verify Program (EVP) operated by the United States Department of Homeland Security. To the best of my/our knowledge, all employees hired post January 1, 2013 are authorized to work in the United States.

It is also agreed that all public works contractors/subcontractors will utilize the federal EVP to verify the employment eligibility of each new hire within five (5) business days of the employee start date throughout the duration of the public works contract. Documentation confirming the use of the federal EVP upon each new hire shall be maintained in the event of an investigation or audit.

I, Barry Statler, authorized representative of the company above, attest that the information contained in this verification form is true and correct and understand that the submission of false or misleading information in connection with the above verification shall be subject to sanctions provided by law.


Authorized Representative Signature