

TOWN OF COCHECTON  
HIGHWAY DEPARTMENT

BID ITEM: \_\_\_\_\_  
DATE OF ISSUE: \_\_\_\_\_

### INSTRUCTIONS TO BIDDERS

[X] PRICE: Price shall be net and shall include delivery of the material or item to the specified location, and if no location be specified, to the Town of Cochection, Highway Department, 10 Mitchell Pond East Road, Cochection, New York 12726 and all transportation and delivery charges shall be prepaid to the point of delivery.

[X] TAXES: Purchases by the Town of Cochection for its use are not subject to any sales use, or Federal excise taxes and exemptions certificates will be executed upon payment.

[X] AWARD: Award of the bid shall be made by the Town Board of the Town of Cochection. In cases where two or more responsible bidders submit identical bids as to price, Contract may be awarded to either of such bidders. The award shall be made on the most advantageous bid, on a quality versus price basis, taking into consideration the responsibility of the bidder and materials or items deemed to be best adapted to the uses of the Town of Cochection. Failure on the part of the successful bidder to comply with terms of the Contract and Specifications as set forth herein, may result in disqualification of the bidder from future bidding, and/or termination of the Contract. The Town of Cochection or department awarding the bid reserves the right to waive any formalities or reject any and all bids, or to accept any bid which it deems in the best interest of the Town of Cochection.

[X] INFORMATION FURNISHED WITH BID: Bidders must submit with his bid detailed Specification, illustrated circulars and all other necessary data on the materials or items he proposes to furnish.

[X] METHOD OF SUBMITTING AND OPENING OF BIDS: Bids for consideration must be submitted to the above address or be in possession of the Town Clerk no later than March 10, 2026. The bids will be publicly opened and read aloud March 11, 2026, at the regular Town board Meeting.

Bidder guarantees to meet standards established by the Specifications and Proposal annexed hereto, shall constitute a contract between the Town of Cochection and the bidder, upon Acceptance and award, in accordance with its terms, unless otherwise provided herein.

Note: All boxes marked [X] are applicable to this Contract.

TOWN OF COCHECTON  
HIGHWAY DEPARTMENT

BID ITEM: \_\_\_\_\_  
DATE OF ISSUE: \_\_\_\_\_

NOTICE TO CONTRACTOR TO WHOM THIS CONTRACT IS LET, GRANTED OR AWARDED, SHALL ASSIGN, TRANSFER, CONVEY, SUBLET OR OTHERWISE DISPOSE OF SAME, OR HIS RIGHT, TITLE AND INTEREST THEREIN, INCLUDING THE PERFORMANCE OF THIS CONTRACT, OR THE RIGHT TO RECEIVE MONIES DUE OR TO BECOME DUE, OR OF HIS POWER TO EXECUTE THIS CONTRACT TO ANY PERSON OR CORPORATION WITHOUT THE PRIOR WRITTEN CONSENT OF THE OFFICER, BOARD OR AGENCY WHICH AWARDED THIS CONTRACT. IN THE EVENT THAT THE CONTACTOR SHALL, WITHOUT PRIOR WRITTEN CONSENT, ASSIGN, TRANSFER, CONVEY, SUBLET OR OTHERWISE DISPOSE OF THIS CONTRACT, OR HIS RIGHT TITLE, AND INTEREST HEREIN, INCLUDING THE PERFORMANCE OF THIS CONTRACT, OR THE RIGHT TO RECEIVE ANY MONIES DUE OR TO BECOME DUE OR HIS POWER TO ECXUTE SUCH CONTRACT, TO ANY OTHER PERSON OR CORPORATION, OR UPON RECEIPT BY THE TOWN.

#### SPECIFICATIONS

GENERAL: It is the intent of these specifications to describe blacktop Type 3 Binder (403.13), Type 6 Top (403.17) and Type 7 Top (403.18) for the Town of Cochecton Highway Department.

PRICE: The price of the blacktop shall be in US Tons F.O.B. including pickup blacktop at the plant, delivered and trucked to various sites on Town of Cochecton Roads as directed by the Highway Superintendent.

Bids will be accepted at the Office of the Town Clerk during regular business hours Monday, Tuesday, Thursday and Friday 9:00 am -2:00 pm at 74 Smales Road, Lake Huntington, NY 12752 until 2:00 p.m. on March 10, 2026, or they may be sent to P.O. Box 295 Lake Huntington, NY 12752. They will be publicly opened and read aloud at the regular Town Board meeting March 11, 2026, at 7:30 p.m. Bids must bear on the face there of the name and address or the bidder. The contract period shall be from March 11, 2026 to February 28, 2026

No bid may be withdrawn within 30 days from the date of the bid opening. The contract will be awarded to the lowest responsible bidder on March 11, 2026 at 7:30 p.m. at the regular Town Board Meeting. In case two or more responsible bidders submit identical bids as to price the town board may award the contract to any such bidder. The right is reserved to reject any and all bids.

The attention of the bidders is particularly called to the non-collusive bid certification which must be provided, pursuant to SEC. 103-D of the General Municipal Law and to the hours, wages and supplements of Sec. 220 et. Seq. of the Labor Law and that section 103-A of the General Municipal Law and Sec 220 et seq. of the Labor Law are hereby considered to be part of any contract to purchase which may be entered into.

**BASIS OF AWARD:** The basis of the award shall be the lowest price per item listed in the bid proposal. However, the Town of Cochection reserves the right to place orders at any plant advantageous to the work in progress. Any bid price which is unreasonable and not in the best interest of the Town shall be rejected. Bidders are advised that this is not an exclusive contract. All orders for delivered materials shall be coordinated through the Superintendent of Highways who shall have the sole discretion of establishing the dates, time, locations and other details concerning delivery of the products.

Bidders shall have Triaxles, Tandems and Dump trailers available for hauling. At times dump trailers are unacceptable due to limitations with electric wires. All deliveries must be made within 24 hours or order, unless otherwise specified.

Purchases will order as needed; consideration will be given to the necessity of trucks delivering full truck loads to one location.

Each such load delivered shall be accompanied by a delivery ticket indicating the net weight of the product delivered.

**BASIS OF AWARD:** The basis of the award shall be the lowest net price for total tonnage of each type of blacktop. Samples of materials bid may be picked up at the bidder's plant by the Superintendent after the bids are received and before the award has been made.

The Superintendent of Highways shall have the sole discretion of final acceptance of materials as to quality.

**RIGHTS AND CONDITIONS:** the Superintendent of Highways reserves the right to terminate this agreement and/or cancel any unfilled order of any portion thereof at any time should the Successful bidder fails to comply with any or all of the specifications or conditions listed herein and further reserves the right to waive any informality or to reject any, and all bids.

## PROPOSAL

### CONTRACTOR'S ASSURANCE ON EQUAL EMPLOYMENT OPPORTUNITY:

The undersigned assures the Town of Cochection that it will comply with all applicable laws and regulations prohibiting discrimination in employment on the grounds of race, religion, and creed, Color, national origin, sex, disability, marital status and other non-merit factors. The undersigned understands and agrees that the contract understanding or agreement to which this assurance relates can be terminated upon a finding by any government agency that the undersigned is in violation of applicable discrimination laws and that such findings will also disqualify the undersigned the future contract with the Town. The undersigned certifies to the Town that there is no pending or outstanding decision, ruling or order against it finding the undersigned in violation of the laws against discrimination.

DATE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

TOWN OF COCHECTON  
HIGHWAY DEPARTMENT

BID ITEM: \_\_\_\_\_  
DATE: OF ISSUE: \_\_\_\_\_

AN ATTACHMENT, LEVY OR EXECUTION OF THE PROCEEDS DUE OR TO BECOME DUE UNDER THIS CONTRACT AGAINST THE CONTRACTOR, THE TOWN AND THE OFFICER, BOARD OR AGENCY SHALL BE RELIEVED AND DISCHARGED FROM ANY AND ALL LIABILITY AND OBLIGATIONS GROWING OUT OF SUCH CONTACT TO SUCH CONTRACTOR, AND THE PERSON OR CORPORATION TO WHICH SUCH CONTRACT SHALL HAVE BEEN ASSIGNED, TRANSFERRED, CONVEYED, SUBLET OR OTHERWISE DISPOSED OF, AND SUCH CONTRACTOR AND HIS ASSIGNEES, TRANSFEREES OR SUBLESSEES SHALL FORFEIT AND LOSE ALL MONIES THEREFORE EARNED UNDER THIS CONTRACT, EXCEPT SO MUCH AS MAY BE REQUIRED TO PAY HIS EMPLOYEES.

The undersigned bidder will return the bid proposal with the Contractor's Assurance of Equal Opportunity duly signed. A finding by any governmental agency that the undersigned has discriminated against any individual shall be grounds for termination of the Contract to which This bid relates and ineligibility for any future Contract with the Town, unless a certificate of compliance with any decision, ruling or order is obtained.

### PROPOSAL

TO: The Town Clerk and the Town Board of the Town of Cochection,

The undersigned, having a principal place of business at

---

Being experienced and responsible for the performance of same, agrees to furnish and deliver to the Town of Cochection the following described items, materials or service in accordance with the attached Specifications and described in detail below (Attach additional material to proposal, if necessary).

Jeffrey Daub  
Superintendent of Highways

Telephone (845-932-8737)

TOWN OF COCHECTON  
HIGHWAY DEPARTMENT  
10 Mitchell Pond East Road  
Cochecton, NY 12726

COMPETITIVE BID PACKAGE  
INSTRUCTIONS TO BIDDERS  
SPECIFICATIONS  
BIDDER'S PROPOSAL

Jeffrey Daub  
SUPERINTENDENT OF HIGHWAYS

The enclosed instruction to Bidders, Specifications and Bidder's Proposal are the form upon which the Town of Cochecton accepts competitive bids pursuant to the provisions of the General Municipal Law. As a bidder, you are expected to know and understand the terms and conditions in this package. Your failure to comply with the terms and conditions upon which bids are accepted may result in disqualification of your bid. Be certain of the time when your bid must be submitted.

TOWN  
 More than one department

BID ITEM: \_\_\_\_\_ Blacktop trucking services picked up at blacktop plant  
and delivered to various sites on the Town of Cochecton  
Roads; also FOB

DATE OF ISSUE: \_\_\_\_\_

Type 3 Binder	\$	FOB US Ton	\$	Delivered Us Ton
Type 6 Top	\$	FOB US Ton	\$	Delivered US Ton
Type 7 Top	\$	FOB US Ton	\$	Delivered US Ton

Location: \_\_\_\_\_

