

06.21.2023

ADOPTED

## TOWN OF RIVERHEAD

## TB Resolution 2023-454

**AWARDS BID FOR REMOVAL AND DISPOSAL OF SLUDGE CAKE AND GRIT SCREEN WASTE**

Councilman Rothwell offered the following resolution,  
which was seconded by Councilman Kern

**WHEREAS**, Town Board Resolution #2023-357 authorized the Town Clerk to advertise a Notice to Bidders for sealed bids for **REMOVAL AND DISPOSAL OF SLUDGE CAKE AND GRIT SCREEN WASTE**; and

**WHEREAS**, 2 bids were received, opened and read aloud in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, NY 11901 on **June 8, 2023** at **11:00 AM**; and

**WHEREAS**, the bids were reviewed and a bid tabulation was prepared by the Purchasing Agent and presented to the Town Board for review; and

**WHEREAS**, the Superintendent of the Sewer District has reviewed said bids.

**NOW THEREFORE BE IT RESOLVED** that the bid for **REMOVAL AND DISPOSAL OF SLUDGE CAKE AND GRIT SCREEN WASTE** be awarded to the vendor indicated below with the contract start date of July 7, 2023 for prices on the attached pages;

**JAKEL TRANSPORTATION CORP.**  
**27 SKOOKWAMS CT**  
**WEST ISLIP, NY 11795**  
**kdemaio@hotmail.com**

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the vendor listed above, the Sewer District and Purchasing Department; and

**BE IT FURTHER RESOLVED** that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kenneth Rothwell, Councilman
<b>SECONDER:</b>	Robert Kern, Councilman
<b>AYES:</b>	Aguiar, Hubbard, Beyrodt Jr., Rothwell, Kern

State of New York  
 County of Suffolk ) ss,  
 Town of Riverhead

This is to certify that I, the undersigned, Town Clerk of the Town of Riverhead, County of Suffolk, State of New York, have compared the forgoing copy of a Resolution with the original now on file in this office and which was duly adopted on **June 21, 2023** and that the same is a true and correct transcript of said Resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Town of Riverhead, on **June 22, 2023**

*Diane M. Wilhelm*, Town Clerk

**FISCAL IMPACT STATEMENT  
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation    Resolution <input checked="" type="checkbox"/> Local Law		
B. Title of Proposed Legislation: Awards Bid for Removal and Disposal of Sludge Cake and Grit Screen Waste		
C. Purpose of Proposed Legislation:		
D. Will the Proposed Legislation Have a Fiscal Impact?    Yes <input checked="" type="checkbox"/> No		
E. If the answer to section D is "yes", select (a) or (b) below and initial or detail as applicable: <p style="margin-left: 20px;">(a) The fiscal impact can be absorbed by Town/department existing resources set forth in approved Town Annual Budget <u>TB</u> (example:routine and budgeted procurement of goods/services)*if selecting E(a), please initial then skip items F,G and complete H,I and J; or (b) The description/explanation of fiscal impact is set forth as follows:</p>		
F. If the answer to E required description/explanation of fiscal impact (E(b)), please describe total Financial Cost of Funding over 5 Years		
<b>G. Proposed Source of Funding</b> Appropriation Account to be Charged: ES1-8-8130-482-000-00000; ES5-8-8189-482-000-00000 Grant or other Revenue Source: Appropriation Transfer (list account(s) and amount):		
H. Typed Name & Title of Preparer: Teresa Baldinucci	I. Signature of Preparer  <b>Teresa Baldinucci</b> Teresa Baldinucci	J. Date 6/12/23
K. Accounting Staff Name & Title	L. Signature of Accounting Staff	M. Date



## TOWN OF RIVERHEAD

*Yvette Aguiar, Supervisor*

200 Howell Avenue

Riverhead, New York 11901-2596

631-727-3200

### BID FOR:

### REMOVAL AND DISPOSAL OF SLUDGE CAKE & GRIT/SCREEN WASTE - BID #2023-16

JAKEL TRANSPORTATION CORP.

BIDDERS NAME

27 SKOOKWAMS CT.

BIDDERS ADDRESS

WEST ISLIP, NY 11795

CITY, STATE, ZIP

(631) 872-7531

PHONE NUMBER

KDEMA10@HOTMAIL.COM

EMAIL ADDRESS

In compliance with your advertisement for bids to be opened on June 8, 2023 and subject to all conditions thereof, the undersigned hereby proposes to furnish the item(s) and/or service(s) itemized in this proposal in accordance with the Notice to Bidders, General Information Agreement and Specifications contained herein on the Bid Proposal Form attached.

Bidder certifies that the prices quoted herein do not include Federal Excise Tax or any Federal, New York State or City Sales Tax and are not higher than prices charged to any governmental or commercial consumer for like merchandise and/or service; and all prices include shipping and freight charges to any Municipal building or site within the Town of Riverhead.

Respectfully submitted,

Kim DeMaio

Signature

Kim DeMaio, PRESIDENT

Printed Name/Title

6/7/23

Date

THIS PAGE MUST BE COMPLETED, SIGNED, AND RETURNED WITH BID

Bidder Name: JAKEL Transportation Corp.

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed bids for **REMOVAL AND DISPOSAL OF SLUDGE CAKE AND GRIT SCREEN WASTE** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00 a.m. on June 8, 2023** at which time all bids received shall be opened and read aloud.

Bid Specifications and/or Plans may be obtained by visiting the Town of Riverhead website at [www.townofriverheadny.gov](http://www.townofriverheadny.gov) on or after **May 25, 2023**. Click on "Online Services" and "Bids" and follow the instructions to register.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD**

**DIANE M. WILHELM, TOWN CLERK**

Bidder Name: JAKEL Transportation Corp.

**RIVERHEAD SEWER DISTRICT  
AND  
RIVERHEAD SCAVENGER WASTE DISTRICT**

**REMOVAL AND DISPOSAL OF SLUDGE CAKE  
& GRIT/SCREEN WASTE**

**BID SPECIFICATIONS**

**General Scope of Work:**

The contractor shall collect sludge cake and grit/screenings at the plant and transport same to a fully licensed and permitted sludge cake and grit/screenings disposal facility for disposal.

The price bid shall represent the complete cost to the Districts for collection and transportation and ultimate disposal. No additional fees or costs shall be passed through by contractor to the Districts.

The analysis of the material is attached as Exhibit A.

**Time of Performance:**

The contractor shall cause trucks and operators to arrive at the plant within 24 hours of telephone notice by the Superintendent to remove roll-off and install an empty roll-off in its place.

**Equipment:**

A roll-off of not less than twenty cubic yards shall be placed at the plant as shown in diagram, Exhibit B. Contractor shall remove roll-offs when filled and replace with empty containers. No roll-offs shall be stored at the plant. All roll-offs shall be leak-free and have a rear splash plate of no less than 48". Roll-offs shall have two rear working wheels.

**Liquidated Damage:**

Contractor shall pay, and same may be withheld by the District, \$500 for each 24 hours beyond the time specified above by the Superintendent for performance.

**Contractor Responsible for Ultimate Disposal:**

Upon initial removal of sludge cake and grit/screenings, contractor shall be responsible for the ultimate disposal of the sludge cake and grit/screenings at a facility which is fully licensed and fully permitted to accept and ultimately dispose of sludge cake and grit/screenings.

**Payment Requisition:**

Payment shall be made by the District for the tons actually disposed of by the bidder upon monthly statement upon the standard Town of Riverhead voucher. Invoices and claim vouchers, with supporting documentation, must be submitted for payment within 30 days from the date of service.

Bidder Name: JAKEL Transportation Corp.

**Term of Bid:**

The price bid shall remain in effect for twenty-four (24) months from the date of award. However, the District reserves the right to cancel service under this bid upon 30 days written notice to bidder. Bid term may be extended two times at 1 year intervals at the Town's option.

**No Minimum/ No Guarantee:**

No representation is made by the District that a minimum quantity of sludge cake or grit and screenings will be generated. The quantity of sludge cake or grit and screenings to be removed shall be in the sole judgment of the Superintendent. This is not a "requirements" contract.

**Disposal to Licensed Facility Only:**

Bidder shall promptly deliver the sludge cake or grit/screenings removed to a licensed facility for final disposal. Bidder shall file copies of the permits under which such facility operates with the Superintendent and any renewals, changes or modifications thereof.

**Applicable Regulations:**

Bidder shall secure all permits and licenses necessary to extract, transport and dispose of sludge cake and grit/screenings at its sole cost and expense.

**Container to be Removed and Replaced:**

Bidder shall remove container when filled within 24 hours of Superintendent's telephone request. No container, other than one actually in use, may be stored at the plant.

Dated: May 25, 2023

Bidder Name: JAKEL Transportation Corp.

## INSTRUCTION TO BIDDERS

### **1. Receipt and Opening of Bids**

Pursuant to Town Board Resolution, the Town of Riverhead invites bids on the forms herein provided for the TOWN OF RIVERHEAD SEWER DISTRICT AND SCAVENGER WASTE DISTRICT at the time, date and place indicated in the Notice to Bidders.

### **2. Form, Preparation and Presentation of Proposal**

In submitting the bid, the bid sheets furnished are to be filled in but not detached from the Contract Form. In no case is the Contract Form to be filled in or signed by the Bidder. The complete bid for this work shall be enclosed in a sealed envelope properly endorsed. All blank spaces for bid prices must be filled in, in ink, in both words and figures, with a total or gross sum for which the bid is made. Bids that contain any omission, erasure, altercation, addition or items not called for in the itemized bid form or that contain irregularities of any kind may be rejected. In case of discrepancy between the unit price and total amount bid for any item, the unit price, as expressed in words, shall govern.

### **3. Bid Security**

- (a) The Bid must be accompanied by a certified check on the solvent bank or trust company with its principal place of business in New York State, or an acceptable bid bond, in an amount equal to not less than five percent (5%) of the total bid, made payable to the Town of Riverhead (herein identified as the Town), as assurance that the bid is made in good faith. The certified checks or bid bonds will be returned after execution of the Contract between the Town and the successful bidder; the certified check or bid bond of the successful bidder will be retained until filing and approval of the Performance Bond and until the completion of ten percent (10%) of the work under the Contract.
- (b) The successful bidder, upon his failure or refusal to execute and deliver the Contract and bonds required within ten (10) days after the date of notice of the acceptance of his/her bid, shall forfeit to the Town, as liquidated damages for such failure or refusal, the security deposited with his/her bid.
- (c) Each proposal must also be accompanied by a Letter of Intent from a surety company acceptable to the Town, which letter shall assure the Town that the bidder, if awarded the Contract, will be able to secure from the surety the required bonds in the required amounts.

### **4. Qualifications of Bidders**

- (a) Forms for qualifications of bidders, giving evidence of sufficient facilities, equipment, experience and financial ability to insure completion of the work will be provided, and the three lowest bidders shall be prepared to file at the option of the

Bidder Name: JAKEL Transportation Corp.

Town said form, properly filled in and sworn to in the Office of the Town Clerk within seven (7) days after the opening of bids.

- (b) Information contained in any statement of financial ability shall be not more than thirty days old at the time of submission. If a financial statement is already on file with the Town Clerk, a new one need not be submitted provided the information contained therein is not more than thirty days old at the time of the opening of bids and provided the Contractor has not materially changed since submission of said statement.

#### 5. Rejection of Bids

- (a) The TOWN BOARD reserves the right to reject any bid if the evidence submitted in the qualifications statement or an investigation of such bidder fails to satisfy the TOWN BOARD that such bidder is properly qualified to carry out the obligations of the Contract and to complete the work contemplated therein. Conditional bids will not be accepted.
- (b) The TOWN BOARD reserves the right to reject any and all bids, in whole or in part, to waive any information in any or all bids, and to accept the bid or part thereof which it deems most favorable to the Town after all bids have been examined and/or checked. No bid shall be withdrawn for a period of forty-five days after being publicly opened and read.

#### 6. Bidders Responsibility

- (a) The bid shall include the complete cost of furnishing all materials, labor and equipment necessary to perform the work in accordance with this bid, including all other expenses incidental thereto.
- (b) Bidders must examine this bid and the existing facilities at the Riverhead Sewer District and Riverhead Scavenger Waste District located at private road off Riverside Drive, Riverhead, NY (hereafter known as the "plant") and exercise their own judgment as to the nature and amount of the whole of the work to be done, and for the bid prices, must assume all risks of variance by whomsoever made in computation or statement of amounts or quantities necessary to fully complete the work in strict compliance with the Contract Documents.
- (c) The Contractor shall assume all risks and responsibility and shall complete the work in whatever material and under whatever conditions he/she may encounter or create, without extra cost to the Town.
- (d) No pleas of ignorance or misunderstanding of conditions that exist or that may hereafter exist, or of conditions of difficulties that may be encountered in the execution of the work under this contract, as a result of failure to make the necessary examinations and investigations, will be to fulfill in every detail all of the

Bidder Name: JAKEL Transportation Corp.

requirements of the Contract Documents, or will be accepted as a basis for any claims whatsoever for extra compensation, or for extension of time.

- (e) All vehicles over 5 tons are prohibited from traveling on Riverside Drive west of the plant. All vehicles will travel on that portion of Riverside Drive east of the plant.

## **7. Construction Terms and Conditions**

The successful bidder is warned that the work specified in the Conditions of Contract, together with the Information for Bidders, Form of Bid, Specifications and Instructions of the District Superintendent or his duly authorized representative will be rigidly enforced.

## **8. Security for Faithful Performance and Maintenance**

The successful bidder shall be required to execute a Performance Bond equal to one hundred percent (100%) of the amount of the bid, such bond to be executed by a surety company acceptable to the Town; or bond secured by collateral; or securities approved by the Town. The Performance Bond shall be written so as to remain in full force and effect through the term of this bid as specified in paragraph hereof. The successful bidder, upon failure to execute and deliver the bonds required within ten (10) days after the date of Notice of Award, shall forfeit to the Town, as liquidated damages for such failure or refusal, the security deposited with his bid, and he/she will be liable for and he/she agrees to pay to the Town on demand, the difference between the price for which such contract shall subsequently be relet including the cost of such reletting less the amount of such deposit. No plea of mistake in such accepted bid shall be available to the bidder for recovery of his/her deposit or as a defense to any action upon accepted bid unless said mistake can be proven by documentary evidence acceptable to the Town.

After approval of the bonds and execution of the contract, the bid security accompanying the bid will be returned.

## **9. Foreign Contractors**

Foreign Contractors must comply with the provisions of Articles 9A and 16 of the Tax Law, as amended, prior to submission of a bid for the performance of this work. The certificate of the New York State Tax commission to the effect that all taxes have been paid by the foreign contractor shall be conclusive proof of the payment of taxes. The term "foreign contractor" as used in this subdivision means in the case of an individual, a person who is a legal resident of another state or foreign country; and in the case of a foreign corporation, one organized under the laws of a state other than the State of New York.

## **10. Lien Law**

Attention of all persons submitting bids is specifically called to the provisions of Section 25, Subdivision 5, Section 25A and 25B of the Lien Law, as amended, in relation to funds being received by a contractor for a public improvement declared to constitute trust funds in the hands

Bidder Name: JAKEL Transportation Corp.

of such contractor to be applied first to the payment of certain claims. The payment requisition shall be accompanied by an affidavit of compliance with the Lien Law.

#### 11. Subcontractors and Assignment

The successful bidder may not subcontract or assign their rights or responsibilities under this bid without the prior written approval of the District Superintendent.

#### 12. Addenda and Interpretations

Every request for information or interpretation of the Contract Documents or Drawings must be addressed in writing to Michael Reichel, District Superintendent, Town of Riverhead, 200 Howell Avenue, Riverhead, New York, 11901, and to be given any consideration, must be received at least five (5) days prior to the date fixed for the opening of bids. Any such interpretations or supplemental instructions will be in the form of written addenda, and will be e - mailed to all prospective bidders. The failure of any bidder to receive any such addenda will not relieve the bidders of any obligation under this bid as submitted. Any addenda so issued shall become part of the Contract Documents.

#### 13. Liquidated Damages

Liquidated Damages in the amount set forth in the Conditions of Contract attached hereto may be assessed for each consecutive calendar day of delay not excusable as provided in the Contract Documents.

#### 14. Exemption from Sales and Use Taxes

In accordance with Chapter 513 of the laws of 1974 adopted by the New York State Legislature, amending section 1115 (a) of the tax law, specifically paragraphs 15 and 16, political subdivisions, as described in subdivision (a) paragraph (L) of section 116 of the tax laws, of the State of New York are exempt from the payment of sales and use taxes imposed on tangible personal property within the limitations specified in tax law 115 (a) (15) and (16).

(15) Tangible personal property sold to a contractor, subcontractor or repairman for use in erecting structure or building of an organization described in subdivision (a) of section 1116, or adding to, altering or improving real property, property or land of such an organization, as the terms real property, property and land are defined in the real property tax law; provided, however, no exemption shall exist under this paragraph unless such tangible personal property is to become an integral component part of such structure, building or real property.

(16) Tangible personal property sold to a contractor or repairman for use in maintaining, servicing or repairing real property, or land of an organization described in subdivision (a) of section 1116, as the terms real property, property or land are defined in the real property tax law; provided, however, no exemption shall exist under this paragraph unless such tangible personal property is to become an integral component part of such structure, building or real property.

Bidder Name: JAKEI Transportation Corp.

Contractors entering into contract with the Town of Riverhead shall be exempt from payment of sales and use tax as described above. Procedures and forms are available to the contractor direct from the Instructions and Interpretations Unit, State of New York, Department of Taxation and Finance, State Campus, Albany, New York 12227.

#### **15. Method of Award**

All bids will be compared based on the lowest bid price(s) submitted for the work to be done in addition to the qualifications of the bidder. Bidder may be requested to submit additional information such as references.

#### **16. Time for Completion**

The bidder, when submitting his bid, must be prepared to commence work not later than ten (10) days after signing the Contract unless the Town shall authorize a delay. The time for completion of all of the work contemplated under this contract shall be as set forth in the Conditions of Contract.

#### **17. Payments**

Payment shall be made by the District for the tons actually disposed of by the bidder upon monthly statement upon the standard Town of Riverhead voucher. Invoices and claim vouchers, with supporting documentation, must be submitted for payment within 30 days from the date of service.

#### **18. Labor Law**

The Contractor and each and every subcontractor performing work at the site of the project to which contract relates shall comply with the applicable provisions of the Labor Law, as amended, of the State of New York.

#### **19. Wage Rates**

The rates of wages determined by the New York State Industrial Commissioner pursuant to the Labor Law, which are to be paid on this project, have been ordered from the Labor Commissioner. Bidders are directed to contact the Department of Labor to determine the wages to be paid pending receipt of the wage rate sheet.

#### **20. Insurance Required by the Town of Riverhead**

The successful bidder will be required to procure and pay for the following types of insurance, in accordance with the provisions of the Conditions of Contract:

- (a) Workers' Compensation Insurance
- (b) Public Liability and Property Damage (1 million/ 5million)
- (c) Coverage for all vehicles (1 million/ 5 million)

The District and the Town shall be named as additional insured and the original policies shall be filed with the Town Clerk.

Bidder Name: JAKEL Transportation Corp.

**PROPOSAL FORM**

**TOWN OF RIVERHEAD  
SUFFOLK COUNTY, NEW YORK**

**PROPOSAL  
FOR**

**TOWN OF RIVERHEAD SEWER DISTRICT AND RIVERHEAD SCAVENGER  
WASTE DISTRICT REMOVAL AND DISPOSAL OF SLUDGE CAKE AND  
GRIT/SCREENINGS**

Town of Riverhead  
Riverhead, NY

Gentlemen:

The undersigned bidder has carefully examined the Contract Documents for the proposed construction and will provide all necessary labor, materials, equipment and incidentals as necessary and called for by the said Contract Documents in the manner prescribed therein and in said Contract, and in accordance with the requirements of the Sewer District Superintendent or his representative at the following unit and/or lump sum prices:

Bidder Name: JAKEL Transportation Corp.

### PROPOSAL FORM

The following is a true and correct copy of the resolution adopted by:

JAKEL Transportation Corp.

Corporation at a meeting of its Board of Directors on the 7<sup>th</sup> day of June,  
2023.

(Seal of Corporation)

Kimberly DeMaio

Secretary



Legal name of person, firm or corporation making this bid:

Kimberly DeMaio

Dated: 6/7/23

(Bidders Seal)

#### NOTES:

- (1) Where a bidder is a firm, the bid must be signed in the name of the firm by a member of the firm who must sign his own name immediately there under as \_\_\_\_\_, Partner.
- (2) Where a bidder is a corporation, the bid must be signed in the name of the corporation by a duly authorized officer or agent thereof having knowledge of the matters stated in the bid and such officer or agent shall also subscribe his own name, the office he holds, and the seal of the corporation must be affixed.
- (3) The bid must be sworn to by the person signing it, using one of the appropriate forms of acknowledgement which follow.
- (4) The bidders shall date the Form of Affidavit, fill in all blank spaces and complete the "Questionnaire" which follows as part of bid.
- (5) In case of any discrepancy in the bidder's extensions or total, the Sewer District Superintendent's computation of extensions and totals will govern.

Bidder Name: JAKEL Transportation Corp.

## PROPOSAL FORM

### **STATEMENT OF NON-COLLUSION**

Every bid or proposal hereafter made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury; Non-collusive bidding certification.

“(a) By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

- (1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
- (2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and
- (3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.”

(b) A bid shall not be considered for award nor shall any award be made where (a) (1) (2) and (3) above have not been complied with; providing however, that if in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefor. Where (a) (1) (2) and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or his/her designee, determines that such disclosure was not made for the purpose of restricting competition.

The fact that a bidder (a) has published price lists, rates, or tariffs covering items being procured, (b) has informed prospective customers of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning of subparagraph one (a).

Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule,

Bidder Name: JAKEL Transportation Corp.

regulation, or local law, and where such bid contains the certification referred to in subdivision one of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Corporation: JAKEL Transportation Corp.  
(PRINT CORPORATION NAME)

By: John DeMari  
(SIGNATURE)

PRESIDENT  
(TITLE)

Address: 27 Skookwams Ct.  
W. Islip NY 11795

Sworn to before me this

8 day of June, 2023

NOTARY PUBLIC

Joseph G. McDonald  
Notary Public, State of New York  
Reg. No. 01MC6294280  
Qualified in Suffolk County  
Commission Expires December 16, 2025



Bidder Name: JAKEI Transportation Corp.

**TOWN OF RIVERHEAD SEWER DISTRICT AND SCAVENGER WASTE DISTRICT**  
**REMOVAL AND DISPOSAL OF SLUDGE CAKE AND GRIT/SCREENINGS**

Name of Bidder: JAKEI Transportation Corp.

Address of Bidder: 27 Skookwams Ct. West Islip NY 11795

Signed By: Kim DeMair

Title: President

Date: 6/7/23

Price per Ton: One hundred eighty-one  
(Words)

Price per Ton: \$ 181.00  
(Dollars \$)

Total amount bid for 24 months at the estimated 3,000 tons per year:

Five hundred forty three dollars  
(Words) per year

\$ 543,000 per year  
(Dollars \$)

Bidder Name: JAKEL Transportation Corp.

## PROPOSAL FORM

**BIDDER MUST SIGN THIS FORM BEFORE A NOTARY PUBLIC**

STATE OF NEW YORK )  
 ) ss:  
COUNTY OF )

That in connection with the above bid or contract of

I Kimberly DeMaio the  
\*(applicable herein, (an officer or agent of the corporate applicant, namely its  
President), swears or affirms under the penalties of perjury) that no other person  
will have any direct or indirect interest in this proposal except  
\_\_\_\_\_(in case of a corporation, all officers of the corporation and  
stockholders owning more than 5% of the corporation stock must be listed. Use attached sheet if  
necessary).

That \*(none of the officers or stockholders are) related to any officer or employee of the Town of Riverhead except

That there is not any state or local officer or employee or a member of a board of commissioners of a local public authority or other public corporation within the county (executive of a volunteer fireman or civil defense volunteer) interested in such application.

John DeMar

Subscribed and sworn to before me this 8<sup>th</sup> day  
of July, 20 23.

Joseph G. McDonald  
Notary Public, State of New York  
Reg. No. 01MC6294280  
Qualified in Suffolk County  
Commission Expires December 16, 2025

~~Notary Public~~

Notary Stamp

\* Cross out phrase not appropriate.

**NOTE: It is not forbidden that individuals working for the Town of Riverhead or other municipality bid on contracts but only that such interest be revealed when they do bid.**

Bidder Name: JAKEL Transportation Corp.

### PROPOSAL FORM

The undersigned hereby acknowledges receipt of the following Addenda (if any):

Addenda No.

Dated

---



---

Signature of person, firm or corporation making this proposal:

JAKEL Transportation Corp.  
(Contractor)

President  
(Title)

Address: 27 Skookwams Ct. West Islip NY 11795

Phone No.: 631-872-7531 Dated: 6/7/23

The full names and address of all persons interested in the Proposal or principals are as follows:

Name

Address

Kimberly DeMaio

27 Skookwams Ct.

West Islip NY 11795

The Town Board reserves the right to award this contact to the lowest qualified bidder and to reject and declare invalid any or all bids deemed not in the best interest of the Town.

On acceptance of this bid, the undersigned binds himself/herself or themselves to enter into written contract with the Town not later than ten (10) days after the date of notice of the acceptance of his/her bid and to furnish the required security for faithful performance of the terms of said contract and the insurance as required by the conditions of Contract, and to process the work diligently so as to complete all the work required under this contract within the time frame outlined in the Technical Specifications, Section 1E1 and 1C.

Bidder Name: JAKEI Transportation Corp.

## PROPOSAL FORM

## **FORM OF AFFIDAVIT WHERE BIDDER IS AN INDIVIDUAL**

STATE OF NEW YORK )  
 ) ss.  
COUNTY OF )

\_\_\_\_\_, being duly sworn, deposes and says: I am the person described in and who executed the foregoing bid and the several matters therein stated are in all respects true.

---

(Signature of person who signed bid)

(Notary Public)

## **FORM OF AFFIDAVIT WHERE BIDDER IS A FIRM**

STATE OF NEW YORK )  
 ) ss.  
COUNTY OF )

Kimberly DeMaio, being duly sworn, deposes and says: I am a member of JAKEL Transportation, the firm described in and which executed the foregoing bid. I subscribed the name of the firm thereto on behalf of said firm, and the several matters therein state in all respects are true.

---

(Signature of person who signed bid)

Subscribed and sworn to before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_\_.  
  
*[Handwritten signature]*

---

## Notary Public

Notary Stamp

Bidder Name: JAKEL Transportation Corp.

**PROPOSAL FORM**

**FORM OF AFFIDAVIT WHERE BIDDER IS A CORPORATION**

STATE OF NEW YORK

)  
)  
)

COUNTY OF

Kimberly DeMaio, being duly sworn, deposes and says: I am the President of JAKEL Transportation Corp. the above named corporation, whose name is subscribed to and which executed the foregoing bid. I reside at 27 Skookwams Ct. in the of West Islip, State of New York. I have knowledge of the several matters therein state and they are in all respects true.

Kim DeMaio  
(Signature of person who signed bid)

Subscribed and sworn to before me this 8<sup>th</sup> day  
of June, 20 23.

Notary Public

Notary Stamp  
Joseph G. McDonald  
Notary Public, State of New York  
Reg. No. 01MC6294280  
Qualified in Suffolk County  
Commission Expires December 16, 2025

Bidder Name: JAKEL Transportation Corp.

### IRAN DIVESTMENT ACT CERTIFICATION

As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of “persons” who are engaged in “investment activities in Iran” (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act’s effective date, at which time it will be posted on the OGS website.

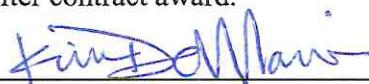
By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, Bidder/Contractor (or any assignee) certifies that once the prohibited entities list is posted on the OGS website, it will not utilize on such Contract any subcontractor that is identified on the prohibited entities list.

Additionally, Bidder/Contractor is advised that once the list is posted on the OGS website, any Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to the solicitation, must certify at the time the Contract is renewed, extended or assigned that it is not included on the prohibited entities list.

During the term of the Contract, should the TOWN OF RIVERHEAD receive information that a person is in violation of the above-referenced certification, the TOWN OF RIVERHEAD will offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment which is in violation of the Act within 90 days after the determination of such violation, then the TOWN OF RIVERHEAD shall take such action as may be appropriate including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

The TOWN OF RIVERHEAD reserves the right to reject any bid or request for assignment for an entity that appears on the prohibited entities list prior to the award of a contract, and to pursue a responsibility review with respect to any entity that is awarded a contract and appears on the prohibited entities list after contract award.

Signature:



Print Name:

Kimberly DeMaio

Title:

President

Company Name:

JAKEL Transportation Corp.

Date:

6/7/23

Bidder Name: JAHEL Transportation Corp.

### SEXUAL HARASSMENT PREVENTION STATEMENT

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that the bidder has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of §201-G of the Labor Law.

Signature: Kim DeMaio

Print Name: Kimberly De Maio

Title: President

Company Name: JAHEL Transportation Corp.

Date: 6/7/23

Bidder Name: JAKEI Transportation Corp.

## **EXHIBIT A**



# Pace Analytical

575 Broad Hollow Road, Melville, NY 11747  
 TEL: (631) 694-3040 FAX: (631) 420-8436  
 NYSDOH ID#10478 [www.pacelabs.com](http://www.pacelabs.com)

## RIVERHEAD SEWER DISTRICT

200 HOWELL AVE.  
 RIVERHEAD, NY 11901

Attn To : MICHAEL P. REICHEL  
 Collected : 4/27/2016 11:00:00 AM  
 Received : 4/27/2016 3:10:00 PM  
 Collected By SM99

## LABORATORY RESULTS

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

### Sample Information:

Type : Sludge

Origin:

Lab No. : 1604P62-001A

Client Sample ID: PRESS SLUDGE

Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/6/2016 3:34:15 PM	Analyst: JS	Container:
Aroclor 1016	< 180	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Aroclor 1221	< 360	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Aroclor 1232	< 180	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Aroclor 1242	< 180	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Aroclor 1248	< 180	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Aroclor 1254	< 180	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Aroclor 1260	< 180	1		µg/Kg-dry	05/09/2016 12:49 PM		Container-01 of 01
Surr: Decachlorobiphenyl	57.2	1		%Rec	Limit 30-150	05/09/2016 12:49 PM	Container-01 of 01
Surr: Tetrachloro-m-xylene	53.5	1		%Rec	Limit 30-150	05/09/2016 12:49 PM	Container-01 of 01
Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/1/2016 4:30:29 PM	Analyst: JDLR	Container:
Reactive Cyanide	< 99.9	+ 1		mg/Kg	05/01/2016 6:00 PM		Container-01 of 01
Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/1/2016 4:30:29 PM	Analyst: MM	Container:
Free Liquids	Absent	1		P/A	05/03/2016		Container-01 of 01
Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/1/2016 4:30:29 PM	Analyst: hb	Container:
Ignitability	0	1		mm/sec-dry	05/09/2016 9:03 PM		Container-01 of 01

### NOTES:

Waste was found to be nonflammable under conditions of the test.

Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/1/2016 4:30:29 PM	Analyst: RL	Container:
pH	7.0	+ 1		pH Units	05/18/2016 3:15 PM		Container-01 of 02
Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/1/2016 4:30:29 PM	Analyst: RL	Container:
Percent Moisture	81.7	1		wt%	04/28/2016 4:34 PM		Container-01 of 01

Qualifiers: E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

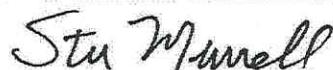
N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

+ = NYSDOH ELAP does not offer certification for this analyte / matrix / method



Stu Murrell

Sr.Project Manager : Stu Murrell

Test results meet the requirements of NELAC unless otherwise noted.

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Date Reported : 5/19/2016

Page 1 of 9



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 TEL: (631) 694-3040 FAX: (631) 420-8436  
 NYSDOH ID#10478 [www.pacelabs.com](http://www.pacelabs.com)

**RIVERHEAD SEWER DISTRICT**

200 HOWELL AVE.  
 RIVERHEAD, NY 11901  
 Attn To : MICHAEL P. REICHEL  
 Collected : 4/27/2016 11:00:00 AM  
 Received : 4/27/2016 3:10:00 PM  
 Collected By SM99

**LABORATORY RESULTS**

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

Lab No. : 1604P62-001A  
 Client Sample ID: PRESS SLUDGE

**Sample Information:**

Type : Sludge

Origin:

Analytical Method: SW7.3.4.2 :

Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Reactive Sulfide	< 100	+ 1		mg/Kg	05/02/2016 3:53 PM	Container-01 of 01

Analytical Method: SM22 2540G :

Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Total Solids	14.3	+ 1		wt%	04/28/2016 4:34 PM	Container-01 of 01

Analytical Method: SM22 2540G :

Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Total Volatile Solids	81.7	+ 1		wt%	04/28/2016 4:34 PM	Container-01 of 01

**Qualifiers:** E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

+ = NYSDOH ELAP does not offer certification for this analyte / matrix / method

Date Reported : 5/19/2016

Sr.Project Manager : Stu Murrell

Test results meet the requirements of NELAC unless otherwise noted.

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**Pace Analytical**

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 NYSDOH ID#10478 [www.pacelabs.com](http://www.pacelabs.com)

**RIVERHEAD SEWER DISTRICT**

200 HOWELL AVE.  
 RIVERHEAD, NY 11901  
 Attn To : MICHAEL P. REICHEL  
 Collected : 4/27/2016 11:00:00 AM  
 Received : 4/27/2016 3:10:00 PM  
 Collected By SM99

**LABORATORY RESULTS**

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

Lab No. : 1604P62-001B  
 Client Sample ID: PRESS SLUDGE

**Sample Information:**

Type : Sludge

Origin:

<u>Analytical Method:</u>	SW9071B	<u>Analyst:</u>	Sub			
<u>Parameter(s)</u>	<u>Results</u>	<u>Qualifier</u>	<u>D.F.</u>	<u>Units</u>	<u>Analyzed:</u>	<u>Container:</u>
Total Petroleum Hydrocarbons (SUB, See Attached)	24,200	+ 1		mg/Kg	05/16/2016	Container-01 of 01

Qualifiers: E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

+ = NYSDOH ELAP does not offer certification for this analyte / matrix / method

Date Reported : 5/19/2016



Sr.Project Manager : Stu Murrell

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**RIVERHEAD SEWER DISTRICT**

200 HOWELL AVE.  
 RIVERHEAD, NY 11901

Attn To : MICHAEL P. REICHEL

Collected : 4/27/2016 11:00:00 AM  
 Received : 4/27/2016 3:10:00 PM    TCLP  
 Collected By SM99

**LABORATORY RESULTS**

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

Sample Information:

Type : Sludge

Origin:

Lab No. : 1604P62-002A  
 Client Sample ID: PRESS SLUDGE

Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/9/2016 10:33:19 AM	Analyst: EAG	Analyzed:	Container:
1,4-Dichlorobenzene	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
2,4,5-Trichlorophenol	< 0.0250		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
2,4,6-Trichlorophenol	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
2,4-Dinitrotoluene	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
2-Methylphenol	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
3-Methylphenol/4-Methylphenol	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Hexachlorobenzene	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Hexachlorobutadiene	< 0.0100	S	1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Hexachloroethane	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Nitrobenzene	< 0.0100		1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Pentachlorophenol	< 0.0250	cS	1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Pyridine	< 0.0100	S	1	mg/L			05/16/2016 10:04 PM	Container-01 of 01
Sur: 1,2-Dichlorobenzene-d4	46.8		1	%Rec	Limit: 16-110		05/16/2016 10:04 PM	Container-01 of 01
Sur: 2,4,6-Tribromophenol	77.3		1	%Rec	Limit: 10-123		05/16/2016 10:04 PM	Container-01 of 01
Sur: 2-Chlorophenol-d4	69.3		1	%Rec	Limit: 33-110		05/16/2016 10:04 PM	Container-01 of 01
Sur: 2-Fluorobiphenyl	76.2		1	%Rec	Limit: 43-116		05/16/2016 10:04 PM	Container-01 of 01
Sur: 2-Fluorophenol	47.5		1	%Rec	Limit: 21-110		05/16/2016 10:04 PM	Container-01 of 01
Sur: 4-Terphenyl-d14	123		1	%Rec	Limit: 33-141		05/16/2016 10:04 PM	Container-01 of 01
Sur: Nitrobenzene-d5	53.0		1	%Rec	Limit: 35-114		05/16/2016 10:04 PM	Container-01 of 01
Sur: Phenol-d5	38.6		1	%Rec	Limit: 10-110		05/16/2016 10:04 PM	Container-01 of 01
Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/10/2016 9:49:48 AM	Analyst: MJM	Analyzed:	Container:
2,4,5-TP (Silvex)	< 0.0025		1	mg/L			05/11/2016 8:06 PM	Container-01 of 01
2,4-D	< 0.0050		1	mg/L			05/11/2016 8:06 PM	Container-01 of 01
Sur: DCAA	34.2	S	1	%Rec	Limit: 36-121		05/11/2016 8:06 PM	Container-01 of 01

**NOTES:**

Surrogate recovery low. Re-extract/re-analysis confirms original results.

**Qualifiers:** E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

+ = NYSDOH ELAP does not offer certification for this analyte / matrix / method

Date Reported : 5/19/2016



Sr.Project Manager : Stu Murrell

Test results meet the requirements of NELAC unless otherwise noted.

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**Pace Analytical**

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 NYSDOH ID#10478 [www.pacelabs.com](http://www.pacelabs.com)

**RIVERHEAD SEWER DISTRICT**

200 HOWELL AVE.  
 RIVERHEAD, NY 11901

Attn To : MICHAEL P. REICHEL

Collected : 4/27/2016 11:00:00 AM  
 Received : 4/27/2016 3:10:00 PM TCLP  
 Collected By SM99

**LABORATORY RESULTS**

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

**Sample Information:**

Type : Sludge

Origin:

Lab No. : 1604P62-002A

Client Sample ID: PRESS SLUDGE

<u>Analytical Method:</u>	<u>Prep Method:</u> SW7470				<u>Prep Date:</u>	5/6/2016 6:30:00 AM	<u>Analyst:</u>	BC
<u>Parameter(s)</u>	<u>Results</u>	<u>Qualifier</u>	<u>D.F.</u>	<u>Units</u>		<u>Analyzed:</u>	<u>Container:</u>	
Mercury	0.209		1	ug/L		05/06/2016 9:26 AM	Container-01 of 01	
<u>Analytical Method:</u>	<u>Prep Method:</u> SW3005A				<u>Prep Date:</u>	5/9/2016 6:30:00 AM	<u>Analyst:</u>	JA
<u>Parameter(s)</u>	<u>Results</u>	<u>Qualifier</u>	<u>D.F.</u>	<u>Units</u>		<u>Analyzed:</u>	<u>Container:</u>	
Arsenic	< 1.00		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
Barium	< 10.0		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
Cadmium	< 0.100		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
Chromium	< 1.00		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
Lead	< 1.00		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
Selenium	< 0.100		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
Silver	< 1.00		1	mg/L		05/09/2016 2:07 PM	Container-01 of 01	
<u>Analytical Method:</u>	<u>Prep Method:</u> SW3510C				<u>Prep Date:</u>	5/9/2016 10:04:36 AM	<u>Analyst:</u>	JS
<u>Parameter(s)</u>	<u>Results</u>	<u>Qualifier</u>	<u>D.F.</u>	<u>Units</u>		<u>Analyzed:</u>	<u>Container:</u>	
Chlordane	< 0.0020		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
Endrin	< 0.00020		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
gamma-BHC	< 0.00010		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
Heptachlor	< 0.00010		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
Heptachlor epoxide	< 0.00010		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
Methoxychlor	< 0.0010		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
Toxaphene	< 0.010		1	mg/L		05/10/2016 2:50 PM	Container-01 of 01	
Surr: Decachlorobiphenyl	72.6		1	%Rec	Limit 30-150	05/10/2016 2:50 PM	Container-01 of 01	
Surr: Tetrachloro-m-xylene	82.1		1	%Rec	Limit 30-150	05/10/2016 2:50 PM	Container-01 of 01	

Qualifiers: E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

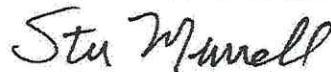
r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

+ = NYSDOH ELAP does not offer certification for this analyte / matrix / method

Date Reported : 5/19/2016

Page 5 of 9



Sr.Project Manager : Stu Murrell

Test results meet the requirements of NELAC unless otherwise noted.

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**RIVERHEAD SEWER DISTRICT**

200 HOWELL AVE.  
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 Collected : 4/27/2016 11:00:00 AM  
 Received : 4/27/2016 3:10:00 PM TCLP  
 Collected By SM99

**LABORATORY RESULTS**

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

**Sample Information:**

Type : Sludge

Origin:

Lab No. : 1604P62-002A

Client Sample ID: PRESS SLUDGE

Parameter(s)	Results	Qualifier	D.F.	Units	Prep Date: 5/5/2016 3:23:26 PM	Analyst: MF	Container:
1,1-Dichloroethene	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
1,2-Dichloroethane	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
1,4-Dichlorobenzene	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
2-Butanone	0.14	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Benzene	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Carbon tetrachloride	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Chlorobenzene	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Chloroform	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Tetrachloroethene	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Trichloroethene	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Vinyl chloride	< 0.010	1	mg/L		05/09/2016 2:12 PM	Container-01 of 01	
Surr: 1,2-dichloroethane-d4	84.5	1	%Rec	Limit 53-183	05/09/2016 2:12 PM	Container-01 of 01	
Surr: 4-Bromofluorobenzene	92.8	1	%Rec	Limit 63-140	05/09/2016 2:12 PM	Container-01 of 01	
Sum: Toluene-d8	87.9	1	%Rec	Limit 60-135	05/09/2016 2:12 PM	Container-01 of 01	

**Qualifiers:** E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

± = NYSDOH ELAP does not offer certification for this analyte / matrix / method

Date Reported : 5/19/2016

*Stu Murrell*

Sr. Project Manager : Stu Murrell

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**RIVERHEAD SEWER DISTRICT**

200 HOWELL AVE.  
 RIVERHEAD, NY 11901

Attn To : MICHAEL P. REICHEL

Collected : 4/27/2016 11:00:00 AM

Received : 4/27/2016 3:10:00 PM NON-ACID LEACHING TCLP

Collected By SM99

**LABORATORY RESULTS**

Results for the samples and analytes requested

The lab is not directly responsible for the integrity of the sample before receipt at the lab and is responsible only for the certified tests requested.

**Sample Information:**

Type : Sludge

Origin:

Analytical Method: E410.4 :					Analyst: VaS	Container:
Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Chemical Oxygen Demand	220	D	2	mg/L	05/16/2016 10:36 AM	
Analytical Method: E350.1 :						
Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Nitrogen, Ammonia (As N)	18.6	D	25	mg/L	05/17/2016 11:59 AM	
Analytical Method: SM4500-H B : IOC						
Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
pH	6.6	+ 1		pH Units	05/17/2016 12:07 PM	
pH Temperature	22.3	+ 1		°C	05/17/2016 12:07 PM	
Analytical Method: E1664A :						
Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Non-Polar Material (TPH)	< 5.0		1	mg/L	05/18/2016 9:30 AM	
Analytical Method: SM222540B :						
Parameter(s)	Results	Qualifier	D.F.	Units	Analyst:	Container:
Solids, Total	357		1	mg/L	05/13/2016 1:44 PM	

**Qualifiers:** E = Value above quantitation range, Value estimated.

B = Found in Blank

D.F. = Dilution Factor D = Results for Dilution

c = Calibration acceptability criteria exceeded for this analyte. Value estimated

H = Received/analyzed outside of analytical holding time

J = Estimated value - below calibration range

M-, M+ = Matrix Spike recovery below / above control limit

N = Indicates presumptive evidence of compound

P = Duplicate RPD outside of control limit

r = Reporting limit below calibration range. Value estimated.

S = Recovery outside of control limits for this analyte

+ = NYSDOH ELAP does not offer certification for this analyte / matrix / method

Sr.Project Manager : Stu Murrell

Test results meet the requirements of NELAC unless otherwise noted.

This report shall not be reproduced except in full, without the written approval of the laboratory.



PACE ANALYTICAL  
575 Broad Hollow Road  
Melville, NY 11747  
TEL: (631) 694-3040 FAX: (631) 420-8436  
Website: [www.pacelabs.com](http://www.pacelabs.com)

## Sample Receipt Checklist

Client Name **RHS**Date and Time Received: **4/27/2016 3:10:00 PM**Work Order Number: **1604P62**RcptNo: **1**Received by: **Paige Doherty**Completed by: *Paige Doherty*Reviewed by: *Stu Maxwell*Completed Date: **4/27/2016 5:00:15 PM**Reviewed Date: **5/2/2016 11:31:02 AM**Carrier name: **PACE Pickup**

Chain of custody present?

Yes  No 

Chain of custody signed when relinquished and received?

Yes  No 

Chain of custody agrees with sample labels?

Yes  No 

Are matrices correctly identified on Chain of custody?

Yes  No 

Is it clear what analyses were requested?

Yes  No 

Custody seals intact on sample bottles?

Yes  No Not Present 

Samples in proper container/bottle?

Yes  No 

Were correct preservatives used and noted?

Yes  No NA 

Preservative added to bottles:

Intact  Broken Leaking 

Sample Condition?

Yes  No 

Sufficient sample volume for indicated test?

Yes  No 

Were container labels complete (ID, Pres, Date)?

Yes  No 

All samples received within holding time?

Yes  No 

Was an attempt made to cool the samples?

Yes  No 

All samples received at a temp. of &gt; 0° C to 6.0° C?

Yes  No NA 

Response when temperature is outside of range:

Yes  No NA 

Sample Temp. taken and recorded upon receipt?

Yes  No To 3.8 ° 

Water - Were bubbles absent in VOC vials?

Yes  No No Vials 

Water - Was there Chlorine Present?

Yes  No NA 

Water - pH acceptable upon receipt?

Yes  No No Water 

Are Samples considered acceptable?

Yes  No 

Custody Seals present?

Yes  No 

Airbill or Sticker?

Air Bill  Sticker Not Present 

Airbill No:

Case Number:

SDG:

SAS:

Any No response should be detailed in the comments section below, if applicable.

Client Contacted?  Yes  No  NA Person Contacted:Contact Mode:  Phone:  Fax:  Email:  In Person:

Client Instructions:

Date Contacted: Contacted By:

Regarding:

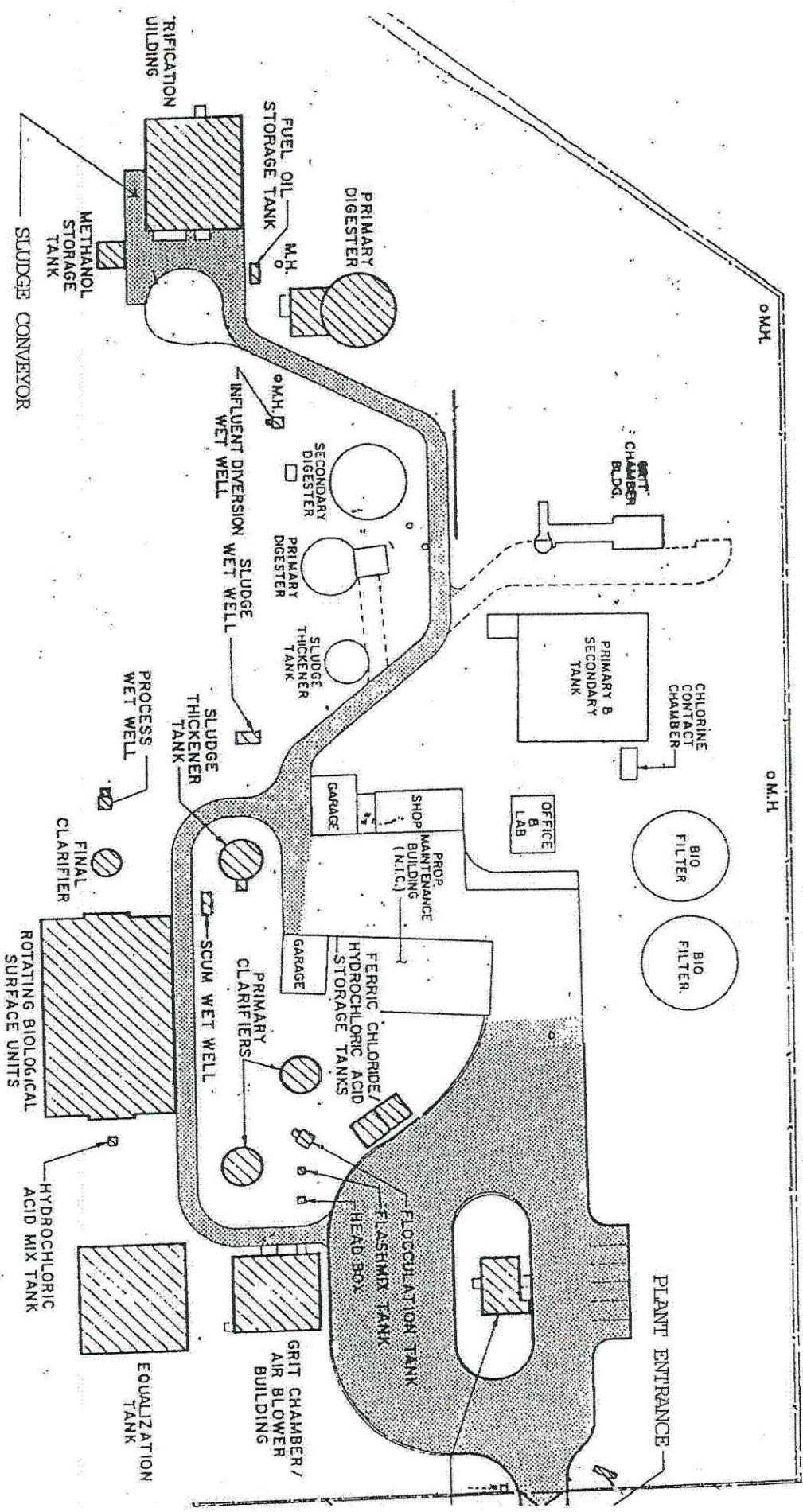
Comments:

Client listed "Press Sludge" on their chain with Paint filter and TCLP as the tests being requested. Samples was logged as per client sample history for the clients annual sludge sampling.

CorrectiveAction:

Bidder Name: JAKEI Transportation Corp.

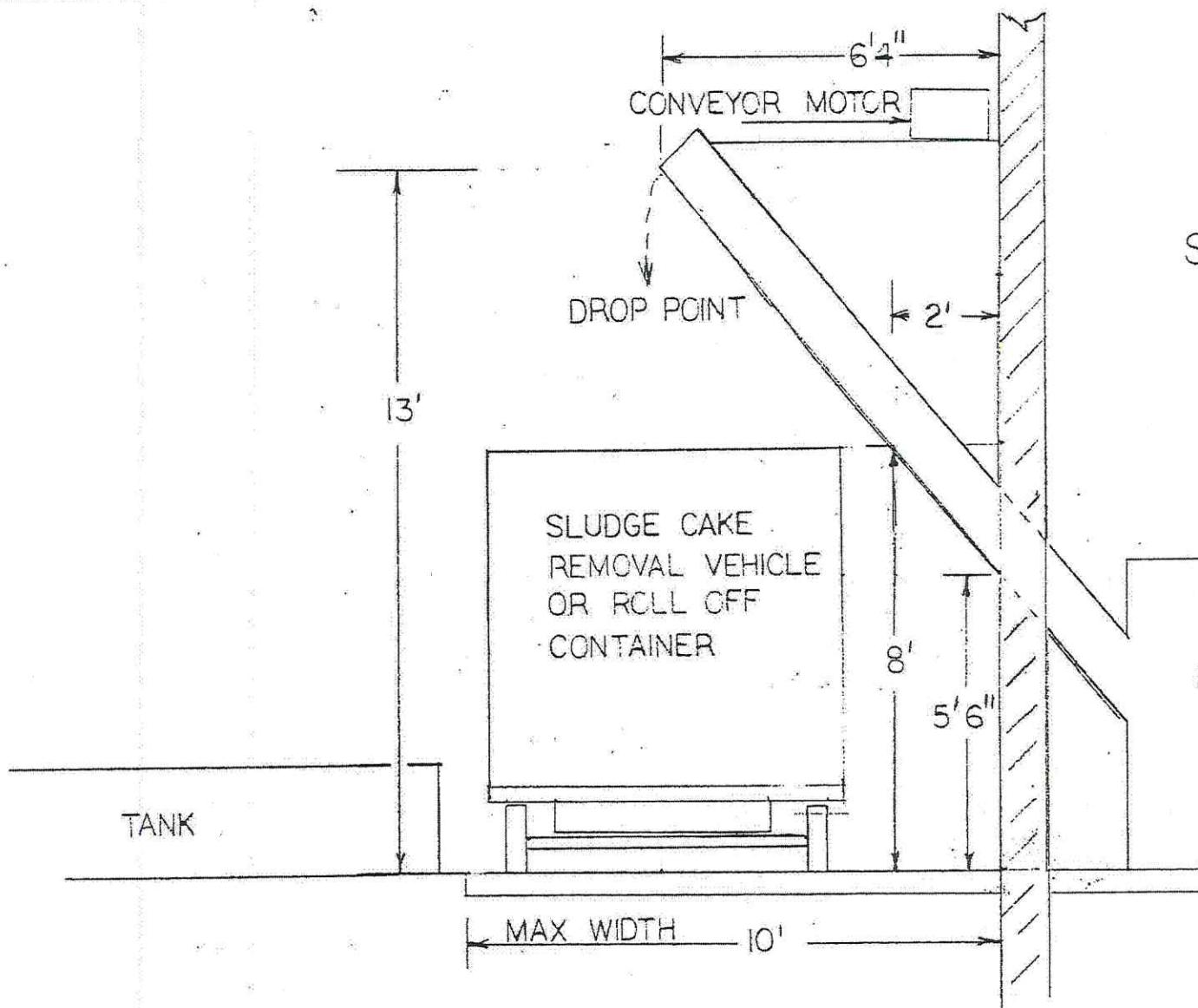
## **EXHIBIT B**



RIVERHEAD SEWERAGE TREATMENT PLANT  
RIVERSIDE DRIVE, RIVERHEAD N.Y.

THIS SIDE

S



# THE AMERICAN INSTITUTE OF ARCHITECTS

## AIA Document A310 Bid Bond

KNOW ALL MEN BY THESE PRESENTS, THAT WE Jakel Transportation Corp.  
27 Skookwams Court, West Islip, NY 11795

as Principal, hereinafter called the Principal, and Liberty Mutual Insurance Company

a corporation duly organized under the laws of the State of Massachusetts  
 as Surety, hereinafter called the Surety, are held and firmly bound unto Town of Riverhead  
Riverhead, NY

as Obligee, hereinafter called the Obligee, in the sum of One Hundred Percent Amount Bid

Dollars (\$ 100% Bid Amount ),  
 for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Removal & Disposal of Sludge Cake & Grit Screen Waste  
#2023-16

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and materials furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 7th day of June 2023

Jakel Transportation Corp.

(Principal)

(Seal)

(Witness)

By:

(Title)

Liberty Mutual Insurance Company

(Surety)

(Seal)

By:

Thomas M. Niland  
 Attorney-in-Fact Thomas M. Niland

Surety Phone No.

(Title)

AIA DOCUMENT A310 • BID BOND • AIA • FEBRUARY 1970 ED. • THE AMERICAN  
 INSTITUTE OF ARCHITECTS, 1735 N.Y. AVE., N.W., WASHINGTON, D.C. 20006

## CONSENT OF SURETY

Liberty Mutual Insurance Company a corporation of MA  
authorized to transact business in the state of NY hereby  
consent and agrees that if the accompanying proposal of  
Jakel Transportation Corp., to Town of Riverhead be  
accepted and contract awarded to it, the Liberty Mutual  
Insurance Company will become bound, as surety, and will  
execute Performance & Payment Bond in the amount and form  
called for by the Obligee conditioned for the proper and  
faithful fulfillment of said contract.

Dated this 7<sup>th</sup> Day of June 2023

Liberty Mutual Insurance Company

BY: Thomas M. Niland

Thomas M. Niland Attorney in Fact

**ACKNOWLEDGEMENT OF CONTRACTOR, IF A CORPORATION**

STATE OF  
COUNTY OF

ON THE        DAY OF        2023 BEFORE ME PERSONALLY CAME

TO ME KNOWN, WHO BEING BY ME DULY SWORN, DID DEPOSE  
AND SAY THAT (S)HE RESIDES AT THAT (S)HE IS THE  
OF JAKEL TRANSPORTATION CORP. A CORPORATION  
DESCRIBED IN AND WHICH EXECUTED THE ABOVE INSTRUMENT; AND  
THAT (S)HE SIGNED HIS/HER NAME THERETO BY ORDER OF THE BOARD OF  
DIRECTORS OF SAID CORPORATION

---

## Notary Public

#### **ACKNOWLEDGEMENT OF SUBETY**

STATE OF NEW YORK  
COUNTY OF SUFFOLK

ON THE 7<sup>TH</sup> DAY OF JUNE 2023, BEFORE ME PERSONALLY CAME THOMAS M. NILAND TO ME KNOWN, WHO, BEING BY ME DULY SWEORN, DID DEPOSE AND SAY THAT (S)HE RESIDES AT LIDO BEACH, NY THAT (S)HE IS THE ATTORNEY IN FACT OF LIBERTY MUTUAL INSURANCE COMPANY THE CORPORATION DESCRIBED IN AND WHICH EXECUTED THE ABOVE INSTRUMENT; THAT (S)HE KNOWS THE SEAL OF SAID CORPORATION; THAT ONE OF THE SEALS AFFIXED TO THE FOREGOING INSTRUMENT IS SUCH SEAL; THAT IT WAS SO AFFIXED BY ORDER OF THE BOARD OF DIRECTORS OF SAID CORPORATION; AND THAT (S)HE SIGNED HIS/HER NAME THERETO BY LIKE ORDER.

ROBYN GUARINO  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01GU6383323  
Qualified in Suffolk County  
My Commission Expires 11-13-2026

Robyn Gianno  
Notary Public



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

10.7.a

Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

Certificate No: 8206287-971489

## POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Gayle E. Conklin, Leonard Scioscia, Thomas M. Niland

all of the city of W. Hampton Beach state of NY each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 13th day of September, 2021.



Liberty Mutual Insurance Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

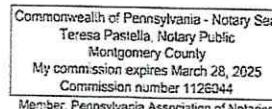
By:   
David M. Carey, Assistant Secretary

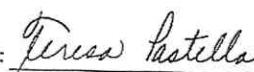
Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA ss  
County of MONTGOMERY

On this 13th day of September, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes herein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



By:   
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

### ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

### ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 7th day of June, 2023.



By:   
Renee C. Llewellyn, Assistant Secretary



THE OHIO CASUALTY INSURANCE COMPANY  
FINANCIAL STATEMENT — DECEMBER 31, 2021

Assets	Liabilities
Cash and Bank Deposits.....	\$134,628,410
*Bonds — U.S Government.....	1,015,453,874
*Other Bonds.....	4,501,743,412
*Stocks.....	268,876,063
Real Estate.....	0
Agents' Balances or Uncollected Premiums.....	812,483,102
Accrued Interest and Rents.....	33,044,141
Other Admitted Assets.....	1,691,401,219
 Total Admitted Assets.....	 <u>\$8,463,930,361</u>
	Unearned Premiums.....
	Reserve for Claims and Claims Expense.....
	Funds Held Under Reinsurance Treaties.....
	Reserve for Dividends to Policyholders.....
	Additional Statutory Reserve.....
	Reserve for Commissions, Taxes and Other Liabilities.....
	Total.....
	Special Surplus Funds.....
	Capital Stock.....
	Paid in Surplus.....
	Unassigned Surplus.....
	Surplus to Policyholders.....
	Total Liabilities and Surplus.....



\* Bonds are stated at amortized or investment value; Stocks at Association Market Values.  
The foregoing financial information is taken from The Ohio Casualty Insurance Company's financial statement filed with the state of Ohio Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of The Ohio Casualty Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2021, to the best of my knowledge and belief.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 8<sup>th</sup> day of March, 2022.

*TAMikolajewski*  
Assistant Secretary