

**STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS**

**BID OFFER FORM FOR  
SEWERAGE SPILL RESPONSE**

**ISLAND OF OAHU, STATE OF HAWAII**

**IFB No.: IFB-12-HHL-010**

Mr. Albert "Alapaki" Nahale-a, Chairman  
Hawaiian Homes Commission  
Department of Hawaiian Home Lands  
91-5420 Kapolei Parkway  
Kapolei, Hawaii 96707

Dear Mr. Nahale-a:

The undersigned has carefully examined, read, and understands the terms and conditions in the Specifications, Special Conditions attached hereto, DHHL Interim General Conditions, and General Conditions specified in the Invitation for Bids (IFB) No. IFB-12-HHL-010. The State of Hawaii's (State) Contract for Goods and Services Based on Competitive Sealed Bids AG-003 Rev. 6/22/2009, General Conditions, AG-008 Rev. 4/15/2009, are included by reference and made part hereof and available upon written request to the Procurement Officer. The undersigned hereby submits the following offer to perform the work for IFB No. IFB-12-HHL-010 as specified herein, all in accordance with the true intent and meaning thereof.

The undersigned understands and agrees that:

1. The State reserves the right to reject any and all offers and to waive any items that are defective when, in the State's opinion, such rejection or waiver will be in the best interest of the State. A solicitation may be rejected in whole or part when in the best interest of the State.
2. If awarded the contract, all services will be in accordance with Hawaii Revised Statutes (HRS) § 103-55.5.
3. In submitting this offer, the Offeror is not in violation of HRS Chapter 84, concerning prohibited State contracts.
4. By submitting this offer, the Offeror certifies that the offer was independently arrived at without collusion and the Offeror did not participate in any practices to restrict competition.
5. It is understood that the failure to receive any addendum shall not relieve the Offeror from any obligation under this IFB.

Date: \_\_\_\_\_

The undersigned represents that it is: **(Check ✓ one only)**

- ☐ A **Hawaii business** incorporated or organized under the laws of the State of Hawaii; **OR**  
☐ A **Compliant Non-Hawaii business** not incorporated or organized under the laws of the State of Hawaii, is or shall be registered at the State of Hawaii Department of Commerce and Consumer Affairs Business Registration Division (DCCA-BREG) to do business in the State of Hawaii.

State of incorporation: \_\_\_\_\_

Offeror is:

☐ Sole Proprietor      ☐ Partnership      ☐ Corporation      ☐ Joint Venture      ☐ Other: \_\_\_\_\_

Federal ID No.: \_\_\_\_\_

Hawaii General Excise Tax ID No.: \_\_\_\_\_

Telephone No.: \_\_\_\_\_

Fax No.: \_\_\_\_\_

E-Mail Address.: \_\_\_\_\_

Payment address (other than street address below)

\_\_\_\_\_  
(Street Address, City, State, Zip Code)

Business address

\_\_\_\_\_  
(Street Address, City, State, Zip Code)

Respectfully submitted:

\_\_\_\_\_  
Authorized (Original) Signature

\_\_\_\_\_  
Name and Title (Please Type or Print)

\* \_\_\_\_\_  
**Exact Legal Name of Company (Offeror)**

\*If Offeror shown above is a "dba" or a "division" of a corporation, furnish the exact legal name of the corporation under which the awarded contract will be executed:

\_\_\_\_\_

The following bid is hereby submitted for Sewerage Spill Response for the Department of Hawaiian Home Lands.

**Note:**

**Unit Price:** - Two (2) man Field Response Team per hour cost (Lead Man & Helper).

**Total Bid Price** - Unit Price X Quantity (45) = Total Bid Price.

**Special Note:**

The Unit Price and the Total Bid Price should reflect all Cost, i.e., Overhead, Profit, State Taxes, Insurance, Equipment, Supplies, Vehicles, etc.

Item No.	Estimated Qty	Unit	Description	Unit Price	Total Bid Price
1.	20	Each	Reg. Call Out (7a.m. - 5p.m.)	\$_____	\$_____
2.	10	Each	After Hours (5p.m. - 7a.m.)	\$_____	\$_____
3.	10	Each	Holiday Call (7a.m. - 5p.m.)	\$_____	\$_____
4	5	Each	Holiday Call (5p.m. - 7a.m.)	\$_____	\$_____
5.	1	L.S.	Allowance		<b><u>\$ 100,000</u></b>
<b>GRAND TOTAL BASE BID</b>					<b>\$_____</b>
Items 1 through 5 inclusive (for a period of 24 months)					

**TOTAL SUM BID = \_\_\_\_\_ Dollars(\$\_\_\_\_\_).**

**The prices herein for the above items shall include all materials, labor, tools, equipment, machinery and all incidentals necessary, inclusive of general excise tax to install or to construct these items in place complete and in accordance with the plans and specifications contained in this IFB.**

## PREFERENCE

It is further understood by the Bidder that if upon being granted Hawaii Products Preference, and being awarded the contract, if the Bidder fails to use such products or meet the requirements of such preference, the Bidder shall be subject to penalties, if applicable.

## COMPLIANCE WITH ACT 175, HAWAII PRODUCTS PREFERENCE

Section 103D-1002, Hawaii Revised Statutes (HRS), as amended by Act 175 (Session Laws of Hawaii 2009), provides preference for Hawaii products. The previous Hawaii products list established pursuant to HRS §103D-1002 was suspended effective July 1, 2009, and a new list has been published by the State Procurement Office (SPO) at <http://hawaii.gov/spo/hawaii-public-procurement-code-chapter-103d-hrs/preferences/hawaii-products-lists>. DHHL will be supplementing the list with additional approved products for this solicitation.

Pursuant to HRS §103D-1002(b) (2) and Procurement Circular No. 2011-05, bidders intending to use Hawaii products should distribute the attached SPO-38, *Certification for Hawaii Product Preference*, to each of the manufacturers and producers of such products which bidders intend to use if the manufacturers and producers if their products are not listed on the SPO Hawaii Products List or in the DHHL's list below. The manufacturers and producers must complete and submit SPO-38 to DHHL. The form must be received by DHHL no later than **02:00 p.m., April 30, 2012**. Submittal by facsimile (808 620-9299) is acceptable. If DHHL receives and approves SPO-38s relating to this solicitation DHHL will issue an addendum of certified and qualified Hawaii products by **02:00 p.m., May 7, 2012**.

Bidders may claim a Hawaii product preference for products that it manufactures or produces with its own workforce and equipment. The SPO-38, *Certification for Hawaii Product Preference*, must be submitted in accordance with the procedures described above in order for Bidder to claim a Hawaii product preference for such Hawaii products Bidder intends to use in this work.

A partial list of approved products is provided below.

Forms SPO-38, *Certification for Hawaii Product Preference* for the following Hawaii products have been received in compliance with the above.

<b>Aggregates – Basaltic Termite Barrier</b>							
<b>Product Subcategory as applicable</b>	<b>Effective</b>	<b>Revised</b>	<b>Manufacturer</b>	Oahu	Maui	Hawaii	Kauai
	11/03/09		<a href="#">Ameron International Corporation</a>	X	X		

### Aggregates and Sand – Basalt, Rock, Cinder, Limestone and Coral

Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	11/03/09		<a href="#">Ameron International Corporation</a>	X	X		
	10/23/09		<a href="#">CTS Earthmoving, Inc.</a>			X	
	11/03/09	1/20/10	<a href="#">Delta Construction Corporation</a>	X			
	12/14/09		<a href="#">Edwin Deluz Trucking &amp; Gravel LLC</a>			X	
	01/28/10		<a href="#">Goodfellow Bros., Inc.</a>	X			
	11/02/09		<a href="#">Grace Pacific</a>	X		X	X
	4/26/11		<a href="#">GW Construction</a>			X	
	11/03/09		<a href="#">Hawaiian Cement</a>	X	X		
	12/15/09		<a href="#">Jas. W. Glover, Ltd.</a>			X	X
	06/30/10		<a href="#">Kauai Aggregates</a>				X
	10/20/09	07/22/10	<a href="#">Sanford's Service Center, Inc.</a>			X	
	11/05/09		<a href="#">Tileco, Inc.</a>	X	X	X	X
	11/03/09		<a href="#">West Hawaii Concrete</a>			X	
	11/02/09		<a href="#">Yamada and Sons, Inc.</a>			X	

### Aggregates – Recycled Asphalt and Concrete

Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	12/15/09		<a href="#">Glover Honsador</a>				X
	11/02/09		<a href="#">Grace Pacific</a>	X			
	12/15/09		<a href="#">Jas. W. Glover, Ltd.</a>	X		X	
	10/18/10		<a href="#">West Oahu Aggregate Co. Inc.</a>	X			

### Asphalt and Paving Materials - HI Products

Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	06/15/10		<a href="#">Black Maui Rose LLC</a>		X		
	12/22/09		<a href="#">Black Plumeria LLC</a>	X			
	10/21/09	11/02/09	<a href="#">Grace Pacific Corporation</a>	X		X	X
	12/05/09		<a href="#">Jas. W. Glover, Ltd.</a>			X	X
	11/03/11		<a href="#">Maui Asphalt X-IV, LLC</a>		X		
	10/28/09		<a href="#">Maui Paving LLC</a>		X		
	11/20/09		<a href="#">Walker-Moody Pavement</a>	X	X	X	X

			<a href="#">Products and Equipment</a>				
	11/22/09		<a href="#">Yamada and Sons, Inc.</a> dba YS Rock and Con-Agg of Hawaii			X	
<b>Cement and Concrete Products</b>							
<b>Product Subcategory as applicable</b>	<b>Effective Date</b>	<b>Last Revised Date</b>	<b>Manufacturer</b>	Oahu	Maui	Hawaii	Kauai
	11/03/09		<a href="#">Ameron International Corporation</a>	X			
	01/19/10		<a href="#">BOMAT, Ltd.</a>	X	X	X	X
	12/15/09		<a href="#">Glover Honsador</a>				X
	11/03/09		<a href="#">Hawaiian Cement</a>	X	X		
	12/15/09		<a href="#">Jas. W. Glover, Ltd.</a>			X	X
	12/15/09		<a href="#">Kohala Coast Concrete &amp; Precast LLC</a>			X	
	06/30/10		<a href="#">O. Thronas, Inc.</a>				X
	11/05/09		<a href="#">Tileco, Inc.</a>	X	X	X	X
	11/03/09		<a href="#">West Hawaii Concrete</a>			X	
<b>Precast Concrete Products</b>							
<b>Product Subcategory as applicable</b>	<b>Effective Date</b>	<b>Revised Date</b>	<b>Manufacturer</b>	Oahu	Maui	Hawaii	Kauai
	7/12/10		<a href="#">Aloha Precast, Inc.</a>	X	X	X	X
	11/03/09	04/15/10	<a href="#">Ameron International Corporation</a>	X			
	08/02/10		<a href="#">GPRM Prestress, LLC</a>	X	X	X	X
	11/03/09		<a href="#">Hawaii Concrete Products, Inc.</a>	X			
	12/15/09		<a href="#">Kohala Coast Concrete &amp; Precast LLC</a>			X	
	11/03/09		<a href="#">Ramtek Fabrication Co., Inc.</a>	X	X	X	X
	06/30/10	02/26/10	<a href="#">Walker Industries, Ltd.</a>	X	X	X	X
<b>Environmental Sewage-Treatment Innovative System (ESIS) Individual Wastewater System which utilizes anaerobic/aerobic processing to treat wastewater to R-2 quality at discharge</b>							
<b>Product Subcategory as applicable</b>	<b>Effective</b>	<b>Revised</b>	<b>Manufacturer</b>	Oahu	Maui	Hawaii	Kauai
	11/20/09		<a href="#">Environmental Waste Management Systems, Inc.</a>	X	X	X	X
<b>Septic Tanks</b>	11/03/09		<a href="#">Ameron International Corporation</a>	X			
	11/05/09	02/26/10	<a href="#">Walker Industries, Ltd.</a>	X	X	X	X

Hot Dip Galvanizing							
Product Subcategory <i>as applicable</i>	Effective Date	Revised Date	Manufacturer	Oahu	Maui	Hawaii	Kauai
	03/03/10		<a href="#">Universal Associates, Inc.</a>	X			
Pipes-Aluminum and Galvanized							
Product Subcategory <i>as applicable</i>	Effective Date	Revised Date	Manufacturer	Oahu	Maui	Hawaii	Kauai
Pipes-Miscellaneous	11/03/09		<a href="#">Ameron International Corporation</a>	X			
Aluminum Docks, Floating, etc. - Miscellaneous							
Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	05/25/10	06/14/10	<a href="#">Bluewater Marine and Dock Specialties</a>	X	X	X	X
Playground Surfaces							
Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	01/07/10		<a href="#">Innovative Playgrounds and Recreation, Inc.</a>	X	X	X	X
Signs - Traffic, Regulatory and Construction							
Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	12/14/09		<a href="#">GP Roadway Solutions, Inc.</a>	X	X	X	X
	11/20/09		Safety Systems Hawaii, Inc.	X	X	X	X
Veneer							
Product Subcategory <i>as applicable</i>	Effective	Revised	Manufacturer	Oahu	Maui	Hawaii	Kauai
	11/14/11		<a href="#">Big Rock Manufacturing</a>	x	x	x	x

<b>Soil Amendments, Mulch, Compost</b>							
<b>Product Subcategory <i>as applicable</i></b>	<b>Effective Date</b>	<b>Revised Date</b>	<b>Manufacturer</b>	Oahu	Maui	Hawaii	Kauai
	10/16/09		<a href="#">Kauai Nursery &amp; Landscaping, Inc.</a>	X	X	X	X
	10/20/09		<a href="#">Sanford's Service Center, Inc.</a>			X	
<b>Compost Filter</b>							
<b>Product Subcategory <i>as applicable</i></b>	<b>Effective Date</b>	<b>Revised Date</b>	<b>Manufacturer</b>	Oahu	Maui	Hawaii	Kauai
	01/25/10		<a href="#">EnviroTech BioSolutions Hawaii, Inc.</a>	X	X	X	X
	6/02/11		<a href="#">Certified Erosion Control Hawaii LLC</a>	X	X	X	X



SCHEDULE OF ACCEPTABLE HAWAII PRODUCTS AND DESIGNATION OF HAWAII PRODUCTS TO BE USED			
ACCEPTABLE HAWAII PRODUCTS		HAWAII PRODUCTS TO BE USED Cost FOB Jobsite, Unloaded Including Applicable General Excise and Use Taxes	
Description	Manufacturer	Base Bid	Additive Alternate
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____
		\$ _____	\$ _____

The Bidder agrees that preference for Hawaii products shall be taken into consideration to determine the low Bidder in accordance with said sections and the rules promulgated; however, the award of contract will be in the amount of the bid offered exclusive of any preferences.

## APPRENTICESHIP AGREEMENT PREFERENCE

Hawaii Revised Statutes §103-55.6 (ACT 17, SLH 2009) provides for a Hawai'i Apprenticeship Preference for public works contracts having an estimated value of \$250,000.00 or more. The preference shall be in the form of a 5% bid adjustment applied to the bidder's amount for bidders that are parties to apprenticeship agreements. The estimated value of this public works contract is \$250,000.00 or more and the apprenticeship agreement preference **shall** apply.

To be eligible for the preference, the bidder shall:

1. Be a party to an apprenticeship agreement registered with the DLIR at the time the bid is made for each apprenticeable trade the bidder will employ to construct the public works project for which the bid is being made.
  - a. The apprenticeship agreement shall be registered and conform to the requirements of HRS Chapter 372.
  - b. Subcontractors do not have to be a party to an apprenticeship agreement for the bidder to obtain the preference.
  - c. The bidder is not required to have apprentices in its employ at the time the bid is submitted to qualify for the preference.
  - d. If a bidder's employee is multi-skilled and able to perform work in more than one trade (for example, a project requires a carpenter and a laborer, and the employee is a carpenter, but is also able to perform the work of a laborer), the bidder need only be a party to the carpenter's apprenticeship agreement and does not need to be a party to the laborer's apprenticeship agreement in order to qualify for the preference. The bidder is not "employing" a laborer, only a carpenter, and so only needs to be a party to the carpenter's apprenticeship agreement.
  - e. Qualification for the preference is given on a project-by-project basis and depends upon the specific offer for a specific project. A bidder's employees may vary from project to project and may qualify for the preference on one project but may not qualify on another project. For example, on one project, if the bidder only employs carpenters to perform work in the carpentry and labor trades, then the bidder only needs to be a party to the carpenter's apprenticeship agreement in order to qualify for the preference. However, on another project if the same bidder employs both carpenters and laborers, then the bidder will not qualify for the preference if the bidder is only a party to the carpenter's apprenticeship agreement and not the laborer's apprenticeship agreement.
2. State the trades the bidder will employ to perform the work;
3. For each trade to be employed to perform the work, the bidder shall submit a completed signed original *CERTIFICATION OF BIDDER'S PARTICIPATION IN APPROVED*

*APPRENTICESHIP PROGRAM UNDER ACT 17 (Certification Form 1)* verifying the participation in an apprenticeship program registered with the State Department of Labor and Industrial Relations (DLIR);

4. The *Certification Form 1* shall be authorized by an apprenticeship sponsor of the DLIR list of registered apprenticeship programs. The authorization shall be an original signature by an authorized official of the apprenticeship sponsor; and
5. The completed *Certification Form 1* for each trade must be submitted by the bidder with the offer. A facsimile or copy is acceptable to be submitted with the offer; however, the completed **signed original** must be submitted within five (5) working days of the due date of the offer. If the signed original is not received within this timeframe, the preference may be denied. Previous certifications shall not apply.

Failure to comply with ALL of the conditions noted above, without exception, shall disqualify the Bidder from qualifying for, and thus receiving, benefit of the Hawai'i Apprenticeship Preference.

The *Certification Form 1* and the List of Construction Trades in Registered Apprenticeship Programs is available on the DLIR website at: <http://hawaii.gov/labor/wdd>

Upon receiving *Certification Form 1*, the DHHL will verify with DLIR that the apprenticeship program is on the list of apprenticeship programs registered with the DLIR. If the program(s) are not confirmed by the DLIR, the bidder will not qualify for the preference.

If the bidder is certified to participate in an apprenticeship program for each trade which will be employed by the bidder for the project, a preference will be applied to decrease the bidder's total bid amount by five per cent (5%) for evaluation purposes.

Should the bidder qualify for other preferences (for example, Hawaii Products Preference), all applicable preferences shall be applied to the bid amount.

While preference for Hawai'i Apprenticeship will be taken into consideration to determine the low bidder, the contract awarded shall be the original bid amount, exclusive of any preferences. The preference is only for evaluation purposes.

The bidder hereby certifies that it will employ the following apprenticeable trades to perform the work for this project:

<u>LIST OF APPRENTICEABLE TRADES TO BE EMPLOYED</u>	
<u>TRADE</u>	<u>APPRENTICESHIP PROGRAM SPONSOR</u>

(Add additional sheets if necessary)

ALL JOINT CONTRACTORS OR SUBCONTRACTORS TO BE ENGAGED ON THIS PROJECT

The Bidder certifies that the following is a complete listing of all joint Contractors or Subcontractors covered under Chapter 444, Hawaii Revised Statutes, who will be engaged by the Bidder on this project to perform the nature and scope of work indicated pursuant to Section 103D-302, Hawaii Revised Statutes, and understands that failure to comply with this requirement shall be just cause for rejection of the bid.

The Bidder further understands that only those joint Contractors or Subcontractors listed shall be allowed to perform work on this project and that all other work necessary shall be performed by the Bidder with his own employees. If no joint Contractor or Subcontractor is listed, it shall be construed that all of the work shall be performed by the Bidder with his own employees.

The Bidders must be sure that they possess and that the Subcontractors listed in the bid possess all the necessary licenses needed to perform the work for this project. The bidder shall be solely responsible for assuring that all the specialty licenses required to perform the work are covered in his bid.

The Bidder shall include the license number of the joint Contractors or Subcontractors listed below. Failure to provide the correct names and license numbers as registered with the Contractor's Licensing Board may cause rejection of the bid submitted.

Complete Firm Name of Joint Contractor or Subcontractor for Total Sum Bid	License Number	Nature and Scope of Work to be Performed

(Add additional sheets if necessary)

## METHOD OF AWARD

Bidder is required to bid on the entire project. The low bidder shall be determined by the procedures outlined in items 1) through 4) below:

- 1) Prior to opening of bids, the State will determine the amount of funds available for the project. This amount will be designated the "control amount". The control amount shall be announced at, and prior to the opening of bids.
- 2) The Base Bid and Alternate, if any, of each Bidder will be adjusted to reflect the applicable preferences in accordance with Chapter 103D, HRS. The Alternate, if any, will then be added to the Base Bid and compared with the control amount.
- 3) The low bidder shall be the Bidder having the lowest aggregate amount, within the control amount (after application of the various preferences), for the Base Bid plus the Alternate, if any.
- 4) If adding the Alternate, if any, would make the aggregate amount exceed the control amount for all Bidders, the low bidder shall be the Bidder having the lowest Base Bid after application of the various preferences.

It is further understood and agreed that:

- 1) The Chairman reserves the right to reject any and/or all bids and waive any defects when, in his opinion, such rejection or waiver will be in the best interest of the State.
- 2) After determining the low bidder, an award may be made either on the amount of the Base Bid alone, or including the Alternate (exclusive of preferences), if:
  - a. It is in the best interest of the State;
  - b. Funds are available at time of the award; and
  - c. The combination of the Base Bid plus Alternate does not change the apparent low bidder.
- 3) In the event the Base Bid for all Bidders exceed the control amount, the Chairman reserves the right to negotiate with the lowest responsible and responsive bidder to award a contract within available funds.
- 4) In the event the award is made for the Base Bid alone, the Chairman reserves the right to amend the contract at a later date to include the Alternate should funds subsequently become available.

## OTHER CONDITIONS

- 1) The liquidated damages per working day for failure to complete the work on time have been determined and are noted in the Special Conditions.
- 2) By submitting this bid, the undersigned is declaring that his firm has not been assisted or represented on this matter by an individual who has, in a State capacity, been involved in the subject matter of this contract in the past one (1) year.
- 3) By submitting this bid, the undersigned is declaring that Bidder's own organization will perform at least 20% of the total contract work.
- 4) Upon the acceptance of the bid by the Chairman, the undersigned must enter into and execute a contract for the same and furnish a Performance and Payment Bond, as required by law. These bonds shall conform to the provisions of Sections 103D-324 and 325, Hawaii Revised Statutes, and any law applicable thereto.
- 5) The quantities given herewith are approximate only and are subject to increase or decrease.
- 6) The estimated quantities shown for items for which a UNIT PRICE is asked in this bid are only for the purpose of comparing on a uniform basis bids offered for the work under this contract. No claim shall be filed for anticipated profit or loss because of any difference between the quantities of the various classes of work done or the materials and equipment actually installed and the said estimated quantities. Payment on UNIT PRICE items will be made only for the actual number of units incorporated into the finished project at the contract UNIT PRICE.
- 7) If the product of the UNIT PRICE BID and the number of units does not equal the total amount stated by the undersigned in the Bid for any item, it will be assumed that the error was made in computing the total amount. For the purpose of determining the lowest Bidder, the stated UNIT PRICE alone will be considered as representing the Bidder's intention and the total amount bid on such items shall be considered to be the amount arrived at by multiplying the UNIT PRICE by the number of units.
- 8) Certification for Safety and Health Programs for Bids in Excess of \$100,000. In accordance with Sections 103D-327 and 396-18, Hawaii Revised Statutes, by submitting this bid, the undersigned certifies that his firm will have a written Safety and Health Plan for this project that will be available and implemented by the Notice to Proceed date of this project. Details of the requirements of this plan may be obtained from the Department of Labor and Industrial Relations, Occupational, Safety and Health Division.
- 9) Anti-Collusion Certification. By submitting this bid, the undersigned is declaring that the price submitted is independently arrived at without collusion.

- 10) Any contract arising out of this offer is subject to the approval of the Department of the Attorney General as to form, and to all further approvals, including the approval of the Governor, required by statute, regulation, rule, order, or other directive.
- 11) Compliance with Hawaii Revised Statutes (HRS) Chapter 103B as amended by Act 192, SLH 2011 - Employment of State Residents on Construction Procurement Contracts. – See Special Conditions #09 (SC-09) – Attachment – S5 AG-015 for provisions.



Receipt of the following addenda issued by the Department is acknowledged by the date(s) of receipt indicated below:

Date	Date
Addendum No. 1 _____	Addendum No. 5 _____
Addendum No. 2 _____	Addendum No. 6 _____
Addendum No. 3 _____	Addendum No. 7 _____
Addendum No. 4 _____	Addendum No. 8 _____

It is understood that failure to receive any such addendum shall not relieve the Contractor from any obligation under this IFB as submitted.

Bid Security in the amount of: \_\_\_\_\_

\_\_\_\_\_ DOLLARS (\$ \_\_\_\_\_)

as required by law, is enclosed herewith in the form of:

<input type="checkbox"/> Surety Bond (*1)	<input type="checkbox"/> Official Check (*3)
<input type="checkbox"/> Legal Tender (*2)	<input type="checkbox"/> Share Certificate (*3)
<input type="checkbox"/> Cashier's Check (*3)	<input type="checkbox"/> Teller's Check (*3)
<input type="checkbox"/> Certificate of Deposit (*3)	<input type="checkbox"/> Treasurer's Check (*3)
<input type="checkbox"/> Certified Check (*3)	

Respectfully submitted,

\_\_\_\_\_  
Name of Company, Joint Venture or Partnership

\_\_\_\_\_  
License No.

By \_\_\_\_\_  
Signature (\*4)

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_  
Telephone No.: \_\_\_\_\_

(IF A CORPORATION, AFFIX CORPORATE SEAL TO SIGNATURE, BE SURE TO FILL IN ATTACHED LIST OF SUBCONTRACTORS. THIS BID FORM MAY NOT BE ALTERED AND BIDDERS MAY NOT QUALIFY OR CONDITION THEIR BIDS IN ANY WAY.)

PLEASE FILL OUT THE ATTACHED CERTIFICATE OF RESOLUTION GIVING EVIDENCE OF THE AUTHORITY OF THIS OFFICER TO SUBMIT BIDS ON BEHALF OF THE COMPANY.

NOTES:

- \*1. Surety bond underwritten by a company licensed to issue bonds in this State;
- \*2. Legal tender; or
- \*3. A certificate of deposit; share certificate; or cashier's, treasurer's, teller's, or official check accepted by, and payable on demand to the State by a bank, a savings institution, or credit union insured by the Federal Deposit Insurance Corporation of the National Credit Union Administration.
  - A. These instruments may be utilized only to a maximum of \$100,000.
  - B. If the required security or bond amount totals over \$100,000, more than one instrument not exceeding \$100,000 each and issued by different financial institutions shall be accepted.
- \*4. Please attach to this page evidence of the authority of this officer to submit bids on behalf of the Company, and also the names and residence addresses of all officers of the Company.
- \*5. Fill in all blank spaces with information asked for or bid may be invalidated. BID MUST BE INTACT; MISSING PAGES MAY INVALIDATE YOUR BID.

CERTIFICATE OF RESOLUTION

I, \_\_\_\_\_, Secretary of \_\_\_\_\_, a Hawaii Corporation, do hereby certify that the following is a full, true and correct copy of a resolution duly adopted by the Board of Directors of said Corporation, at its meeting duly called and held at the office of the Corporation \_\_\_\_\_, Hawaii, on \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at which a quorum was present and acting throughout; and that said resolution has not been modified, amended or rescinded and continues in full force and effect.

“RESOLVED that any individual at the time holding the position of President or Vice President, be, and each of them hereby is, authorized to execute on behalf of the Corporation any bid, proposal or contract for the sale or rental of the products of the Corporation or for the services to be performed by the Corporation and to execute any bond required by any such bid, proposal or contract with the United States Government or the State of Hawaii or the City and County of Honolulu, or any County of Municipal Government of said State, or any department or subdivision of any of them.”

IN WITNESS THEREOF, I have hereunto set my hand and affixed the corporate seal of said \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

.

\_\_\_\_\_  
Secretary

END OF BID