

PROPOSAL FORM

BIDDER'S Name and Address:
 ESA Construction, Inc.
 3435 Girard Blvd. NE
 Albuquerque, NM 87107

Telephone: (915) 845-4577
Fax: (915) 845-5786
Federal Tax ID #: 85-0365630
New Mexico Tax ID #: 02-102987-00-3
CID License # 28493

RFP No. 18-19-08

PROJECT NAME: GADSDEN HIGH SCHOOL BOYS GYM REMODEL - 2018

PSFA PROJECT No. N/A

LOCATION: Anthony, NM

This Bid is submitted to Owner:

In collaboration with Co-Owner:

Gadsden Independent School District
 The Purchasing Agent
 4950 Mcnutt Rd.
 Sunland Park, Nm
 Telephone: (575) 882-6252
 Fax: (575) 882-6298

Public School Capital Outlay
 Public School Facilities Authority
 1312 Basehart Road, SE
 Suite 200
 Albuquerque, NM 87106
 Phone (505) 843-6272

1. The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an agreement with the Owner in the form included in the Bidding Documents to perform and furnish all Work as specified or indicated in the Bidding Documents for the Contract Price and within the Contract Time indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents.

2. The Bidder accepts all of the terms and conditions of the Invitation for Bid and Instructions to Bidders, including without limitation those dealing with the disposition of bid security and other Bidding Documents. This Bid will remain subject to acceptance for 60 days after the day of Bid opening. The Bidder shall sign and submit the Agreement between Owner and Contractor (hereinafter called Agreement) with the Bonds and other documents required by the Bidding Requirements within fifteen (15) days after the date of the Owner's Notice to Award.

3. The Contractor shall include the following cash allowances in his Base Bid:

A. Allowance - \$40,000

4. In submitting this Bid, the Bidder represents, as more fully set forth in the Agreement, that:

A. the Bidder has examined copies of all the Bidding Documents and of the following Addenda (receipt of all of which is hereby acknowledged):

No. 1 Title: Addendum 1 Date: 11/29/2018

No. 2 Title: Addendum 2 Date: 11/30/2018

No. _____ Title: _____ Date: _____

No. _____ Title: _____ Date: _____

No. _____ Title: _____ Date: _____

B. the Bidder has familiarized himself with the nature and extent of the Bidding Documents, Work, site, locality, and all local conditions, laws, and regulations that in any manner may affect cost, progress, performance, or furnishing of the Work;

C. the Bidder has carefully studied all reports and drawings of subsurface conditions which are identified in the Information Available to Bidders and accepts the determination set forth in the Information Available to Bidders of the extent of the technical data contained in such reports and drawings upon which the Bidder is entitled to rely;

D. the Bidder has correlated the results of all such observations, examinations, investigations, explorations, tests, reports, and studies with the terms and conditions of the Bidding Documents;

E. the Bidder has given the Architect/Engineer written notice of all conflicts, errors, and discrepancies that he has discovered in the Bidding Documents, and the written resolution thereof by the Architect/Engineer is acceptable to the Bidder;

F. this Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; the Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid; the Bidder has not solicited or induced any person, firm, or corporation to refrain from bidding; and the Bidder has not sought by collusion to obtain for himself any advantage over any other Bidder or over the Owner;

G. the Bidder acknowledges that he has attended any mandatory pre-bid conference scheduled by the Owner and/or the Architect/Engineer pertaining to this project;

H. the Bidder agrees to show clearly on the envelope in which the Bid is submitted the Project Name and Number and Invitation to Bid Number; and,

I. the Bidder will complete the Work for the following price(s) (do not include any gross receipts tax in the price(s)).

5. Bids shall be presented in the form of a total Base Bid proposal under a Lump Sum Contract plus additive alternates that are selected by the Owner. A bid must be submitted on all bid items and alternates; segregated bids will not be selected by the Owner.

BASE BID - Demolition and remodel of lockers and offices areas; plus electrical and HVAC upgrade in selected areas. (use words):

TWO MILLION TWO HUNDRED NINETY SIX THOUSAND DOLLARS

(\$ 2,296,000)

ALTERNATE #1 - Replacement of finish flooring in Training room (use words):

SIX THOUSAND THREE HUNDRED TWENTY FIVE DOLLARS.

(\$ 6,325⁰⁰)

6. UNIT PRICE

7. The Bidder agrees that:

A. The Work to be performed under this Contract shall be commenced not later than ten (10) consecutive days after the date of written Notice to Proceed for each Phase or portion of a Phase as shown below, and that Substantial Completion shall be achieved not later than: Two Hundred Twenty (203) calendar days.

B. Should the Contractor neglect, refuse, or otherwise fail to complete the Work within the time specified, the Contractor agrees to pay to the Owner in partial consideration for the award of this Contract the amount of One Thousand Dollars (\$1,000.00) per consecutive day, not as a penalty, but as liquidated damages for such breach of the Contract.

C. The above prices shall include all labor, materials, removal, overhead, profit, insurance, taxes (not including gross receipts tax), etc., to cover the finished work of the several kinds called for. Changes shall be processed in accordance with the Contract Documents.

D. It is understood that the Owner reserves the right to reject any or all Bids and to waive any technical irregularities in the bidding.

8. The following documents are attached to and made a condition of this Bid:

- A. Bid Security with Agent's Affidavit;
- B. Subcontractors Listing; and,
- C. Other (list):

9. The terms used in this Bid and the Bidding and Contract Documents which are defined in the Conditions of the Construction Contract (General, Supplementary, and Other Conditions), included as part of the Bidding Documents, have the meanings assigned to them in those Conditions.

10. The Bidder is a(n):

A. INDIVIDUAL;

By: _____
(Individual's Signature)

Doing business as: _____

Business address: _____

Telephone: () _____

FAX: () _____

B. PARTNERSHIP:

By: _____
(Firm Name)

(General Partner's Signature)

Business address: _____

Telephone: () _____

FAX: () _____

C. CORPORATION:

Corporation Name: ESA Construction, Inc.

State of Incorporation: New Mexico

By Thomas W. Preckett Title: President

(Print Name of Person Authorized to Sign)

* *Thomas W. Preckett*
Signature of Authorized Person

If a New Mexico Corporation: 137-1897
NM Certificate of Incorporation Number

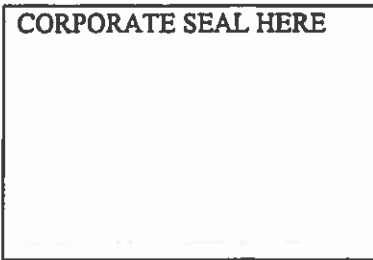
If a Foreign Corporation: _____
NM Certificate of Authority Number

Attest (Secretary): Lauren Zerr Lauren Zerr

Business address 3435 Girard Blvd. NE
Albuquerque, NM 87107

Telephone: (915) 845-4577

FAX: (915) 845-5786



or,

D. JOINT VENTURE:

By _____
(Name)

Address: _____

Telephone: () _____

FAX: () _____

By _____
(Name)