FOI#12644

ABLE EQUIPMENT RENTAL

21 Dixon Avenue, Copiague, New York 11726 • T: (631) 841-3333 • F: (631) 841-3066

September 28, 2011

VIA FACSIMILE (212-435-7555)
Ms. Sheree Van Duyne
Freedom of Information Administrator
Port Authority of New York & New Jersey
225 Park Avenue South
17th Floor
New York, New York 10003

Re:	**Freedom of Information Law Request**	
	Jobsite:	**JFK Airport – Hangar Building 94 Beacon Relocation**
	General Contractor:	**Delta Environmental and/or Titan Industrial Services Corp.**
	Contract No.:	**JFK-184.017**

Dear Ms. Van Duyne:

We hereby make a request for information pursuant to the Freedom of Information Law. Please provide us with the following information for the above-referenced project:

- The first three pages of the above-referenced contract;
- A copy of the payment bond(s) issued with respect to the above-referenced jobsite;
- The applicable registration number for this contract (if any);
- The applicable pin number for this contract (if any).

As time is of the essence with respect to this request, your prompt attention to this matter is sincerely appreciated. Should you need any additional information, please do not hesitate to contact me.

Very truly yours,

Amy C. Moorby

THE PORT AUTHORITY OF NY & NJ

Daniel D. Duffy
FOI Administrator

December 5, 2011

Ms. Amy C. Moorby
Able Equipment Rental
21 Dixon Avenue
Copiague, NY 11726

Re: Freedom of Information Reference No. 12644

Dear Ms. Moorby:

This is a response to your September 28, 2011 request, which has been processed under the Port Authority's Freedom of Information Policy (the "Policy," copy enclosed) for the first three pages, the Payment Bond, and the registration and pin numbers for Contract No. JFK-184.017 - Hangar Building 94 Beacon Relocation.

Material responsive to your request and available under the Policy, which consists of 5 pages, is enclosed, for a $1.25 photocopying charge for this material (25¢ per page). Payment should be made in cash, certified check or money order payable to "The Port Authority of New York & New Jersey" and should be sent to my attention at 225 Park Avenue South, 17th Floor, New York, NY 10003.

Certain material responsive to your request is exempt from disclosure pursuant to exemption (1) of the Policy.

Please refer to the above FOI Reference number in any future correspondence relating to your request.

Sincerely,

Daniel D. Duffy
FOI Administrator

Enclosure

225 Park Avenue South
New York, , NY 10003
T: 212 435 3642 F: 212 435 7555

THE PORT AUTHORITY OF NY & NJ

CA03184017
FAA

F.F.
C.M.

JOHN F. KENNEDY INTERNATIONAL AIRPORT

DEMOLITION OF HANGAR 12 AND BUILDING 94
AIRPORT BEACON RELOCATION

CONTRACT JFK-184.017

DECEMBER 2009

This proposal is not complete unless bidder's
Signature appears on page 20

CONFORMED

INFORMATION FOR BIDDERS

1. FORM AND SUBMISSION OF PROPOSALS

The Port Authority of New York and New Jersey, hereinafter called "the Authority", invites Proposals in the annexed form. Proposals will be received until 2:30 P.M. on Tuesday, December 29, 2009 in the office of the Director of Procurement, Attn: Bid Custodian, One Madison Avenue, 7th Floor, New York, NY 10010 at which time they will be opened and publicly read in the Bid Room. Each Proposal must be contained in the envelope furnished by the Authority, which shall be sealed and conspicuously endorsed with the bidder's name and the number of this Contract in the space provided. This Contract booklet shall not be unstapled or taken apart.

The Proposal must be submitted upon the blank form bound herewith and must give all information required. [1] The Proposal must be signed and the acknowledgment taken on the appropriate form following the Proposal.

No effort is made to emphasize any particular provision of the Contract, but bidders must familiarize themselves with every provision and its effect.

The Port Authority of New York and New Jersey, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

In addition, this Contract is subject to the requirements of Part 26 of Title 49 of the Code of Federal Regulations and Part 60-4 of Title 41 of the Code of Federal Regulations, (Department of Labor) Construction Contractors, Affirmative Action Requirements. These documents are available online at http://www.gpoaccess.gov/cfr.

2. PAPERS ACCOMPANYING PROPOSALS

Each Proposal must be accompanied by the following papers, which, unless otherwise indicated, should be enclosed with the Proposal:

A. If the bidder be a corporation, a statement of the names and residences of its officers, which should be included on the page following the Proposal.

If the bidder be a partnership, a statement of the names and residences of its members, indicating which are general and which are special partners, which should be included on the page following the Proposal.

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[1] While two or more copies of this booklet may be furnished to each prospective bidder, only one should be submitted. The extra copies are for the bidders use.

If the bidder be an individual, a statement of his residence, which should be included on the page following the Proposal.

B. Either the Bid Bond bound herewith, duly executed by the bidder as principal and by one or more surety companies duly authorized to carry on the business of suretyship in the state(s) in which the construction site is located, whose names appear on the current list of the Treasury Department of the United States as acceptable as sureties upon federal contracts; or, in lieu of a Bid Bond.

A certified check, payable to the order of The Port Authority of New York and New Jersey, in the same amount appearing in the Bid Bond form, which check shall be placed in an envelope marked "Bid Security" and enclosed with the Proposal.

C.

1.) Certified financial statements, including applicable notes, reflecting the bidder's assets, liabilities, net worth, revenues, expenses, profit or loss and cash flow for the most recent calendar year or the bidder's most recent fiscal year.

2.) Where such certified financial statements are not available, then either reviewed or compiled statements from an independent accountant setting forth the information described in Paragraph 1, above.

3.) Where neither certified financial statements nor financial statements from an independent accountant are available, then financial statements containing the information described in Paragraph 1, above, prepared directly by the bidder. However, such financial statements must be accompanied by a signed copy of the bidder's most recent Federal income tax return and a statement in writing, signed by a duly authorized representative of the bidder, that such statements accurately reflect the current financial condition of the bidder.

Where statements submitted pursuant to either Paragraph 1 or 2, above, show the position of the bidder as of a date more than forty-five (45) days prior to the date on which Proposals are opened, the bidder shall also submit a statement in writing signed by a duly authorized representative of the bidder, that the present financial condition of the bidder is at least as good as that shown on the statements submitted.

4.) A statement of work which the bidder has on hand, including any work on which a bid has been submitted, containing a description of the work, the dollar value, the location by city and state, the current percentage of completion and the expected date for completion.

5.) Fill in below the name and address of the bidder's chief banking representative handling the bidder's account.

Banking Institution:	HSBC
Address:	107-15 Continental Avenue
	Forest Hills NY 11375
Bank Representative:	Ben Redman
Telephone Number:	718-459-8569

6.) Fill in below the bidder's Federal Employer Identification Number (i.e., the number assigned to firms by the Federal Government for tax purposes); the bidder's Dun and Bradstreet number, if any; the name of any other credit service to which the bidder has furnished information and the number, if any, assigned by such service to the bidder's account.

Federal Employer Identification No.

61-0707718

Dun and Bradstreet No.

Other Credit Service

Account No

D. The Form of Contract bound herewith, with the bidder's Lump Sum inserted in the clause thereof entitled "General Agreement". The amount must be given both in figures and in writing and, in case of discrepancy, the writing shall control. One copy of each addendum, if any, issued during the bidding period shall be initialled and attached to the Proposal, but any Proposal submitted without such addendum initialled and attached will nevertheless be construed as though such addendum had been initialled and attached.

E. The bidder's analysis of bid filled in on the form furnished herewith. The Contractor will be required to furnish a more detailed analysis of bid at a later date in accordance with the requirements of the Section of Division 1 of the Specifications referring to the Analysis of Bid.

F. A Certification of Nonsegregated Facilities and a Certification of Title VI Civil Rights Act of 1964 Compliance filled in on the forms attached hereto in Appendix A.

G. A DBE Goals Statement filled in on the form attached hereto as Appendix A1.

H. A DBE Participation Plan and Affirmation Statement filled in on the form attached hereto as Appendix A2.

CONFORMED

June 4, 2010

THE PORT AUTHORITY OF NY & NJ

Lillian D. Valenti
Director, Procurement

VIA FACSIMILE AND UPS NEXT DAY DELIVERY

Titan Contracting Group, Inc.
66-00 Long Island Expressway
Maspeth, NY 11378

SUBJECT: JOHN F. KENNEDY INTERNATIONAL AIRPORT – DEMOLITION OF HANGAR 12 AND BUILDING 94 AIRPORT BEACON RELOCATION – CONTRACT JFK-184.017
PURCHASE ORDER UJFK184017

Gentlemen:

The Port Authority of New York and New Jersey hereby accepts your proposal on the above Contract.

The Port Authority elects not to require you to furnish a performance and payment bond.

Your attention is directed to the clause of the Contract entitled "Time for Completion and Damages for Delay" and to the fact that before you may commence performance of the work you must furnish whichever of the documents mentioned in that clause are applicable.

Subject to the provisions of the Form of Contract, including those of the clause entitled "Extra Work Orders", the Director shall have the authority to order any item of Extra Work if the cost thereof to the Authority, together with the cost of all other Extra Work previously ordered, will not be in the aggregate in excess of $100,000.

Forwarded herewith for your use and compliance are "General Instructions Relating to the Direction and Processing of Correspondence and of Those Other Items Specified to be Submitted to the Port Authority Under the Terms of the Contract".

In order to ensure that payments are processed properly, please include the above-referenced Purchase Order No. on all payment invoices and correspondence.

Very truly yours,

THE PORT AUTHORITY OF NEW YORK
AND NEW JERSEY

BY [signature]
MN/FO Director of Procurement

Approved as to form: F. F.

Darrell Buchbinder
General Counsel

By [signature]
Attorney
Date 13 May 2010

One Madison Avenue, 7th Floor
New York, NY 10010
T: 212 435 8427

UPS DELIVERED ON JUNE 7, 2010