

**BUREAU OF PURCHASING**  
ONE LARKIN CENTER, 3<sup>rd</sup> Floor  
YONKERS, NY 10701-3888  
Telephone (914) 377-6030  
Fax (914) 377-6032

**COVER SHEET - INVITATION FOR BIDS**

**SOLICITATION & CONTRACT DOCUMENTS FOR:**

**PROVIDE VARIOUS FOOD PRODUCTS TO YONKERS PUBLIC SCHOOLS FOR  
THE 2022-2023 SCHOOL YEAR**

**BID NUMBER:** RFB-6798  
**OPENING DATE:** June 3, 2022  
**TIME:** 2:00 PM (PREVAILING TIME)  
**BOCS APPROVAL DATE:** \_\_\_\_\_  
*ASSIGNED BY PURCHASING*  
**CONTRACT NO.:** \_\_\_\_\_  
*ASSIGNED BY PURCHASING*

**BOARD OF EDUCATION**

Rev. Steve Lopez, President  
Dr. Rosalba Corrado Del Vecchio, Vice President

Mr. Lawrence R. Sykes	Mr. Kevin Cacace
Mr. Amjed I. Kuri	Dr. John Castanaro
Ms. Gail Burns	Ms. Rosemarie P. Linton
Ms. Sheila Greenwald	

Dr. Edwin Quezada  
Superintendent of Schools

**BIDDER TO FILL OUT (PLEASE PRINT):**

**LEGAL NAME OF BIDDER:** Jay Bee Distributors Inc  
**ADDRESS:** 175 Central Ave S. Bethpage NY 11714  
(P. O. Boxes are not acceptable)  
**CONTACT:** Steve Esopa **TITLE** Vice President  
**PHONE NO.:** 516-576-0900 **FAX:** 516-349-8087  
**EMAIL:** sesopa@jaybeedist.com  
**DATE:** 5/31/22

**DO NOT RETURN ENTIRE BID PACKAGE -  
ONLY RETURN WHAT IS LISTED IN THE "INFORMATION FOR BIDDERS", PAGE 6**



COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES - ITEMIZED - SEE SCHEDULE "B2 BREAD"**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 14, INCLUSIVE, THE SUM OF:**

**PLEASE PRINT:**

Written in Words:           No Bid            
\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_  
\_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?

Yes       No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE “B3 CANNED”**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 55, INCLUSIVE, THE SUM OF:**

**PLEASE PRINT:**

Written in Words: No Bid  
\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_  
\_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?  
 Yes  No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE “B4 CEREAL”**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 2, INCLUSIVE, THE SUM OF:**

**PLEASE PRINT:**

Written in Words: One hundred seventeen thousand five  
hundred Dollars zero Cents

Written in Figures: \$ 117,500.00

Discount for Prompt Payment: — % — Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number — (Bidder to insert number of last Addendum received.)

Availability: Start of contract

Contractor: Jay Bee Distributors Inc.

Address of Bidder: 175 Central Ave S.  
Bethpage NY 11714

Is this business a Certified Minority / Women Business Enterprise in New York State?  
 Yes  No

Prepared By: Steve Esopa

Title: Vice President

Signature: [Signature] Telephone No.: 516-576-0900

Fax No.: 516-349-8087

E-Mail: Sesopa@jaybeedist.com Date: 5/31/22

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE “B5 CHEESE”**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 5, INCLUSIVE, THE SUM OF:**

**PLEASE PRINT:**

Written in Words: No. Bid  
\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_  
\_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?

Yes  No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE “B6 DIVERSION ITEMS”**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 4, INCLUSIVE, THE SUM OF:**

**PLEASE PRINT:**

Written in Words: No Bid

\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_  
\_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?  
 Yes  No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE “B7 FROZEN”**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 48, INCLUSIVE, THE SUM OF:**

PLEASE PRINT:

Written in Words: No Bid

\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?

Yes  No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE “B8 MEAT”**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 11, INCLUSIVE, THE SUM OF:**

PLEASE PRINT:

Written in Words: No Bid  
\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_  
\_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?

Yes  No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE "B9 MILK"**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 6, INCLUSIVE, THE SUM OF:**

PLEASE PRINT:

Written in Words: No Bid

\_\_\_\_\_ Dollars \_\_\_\_\_ Cents

Written in Figures: \$ \_\_\_\_\_

Discount for Prompt Payment: \_\_\_\_\_ % \_\_\_\_\_ Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number \_\_\_\_\_ (Bidder to insert number of last Addendum received.)

Availability: \_\_\_\_\_

Contractor: \_\_\_\_\_

Address of Bidder: \_\_\_\_\_

Is this business a Certified Minority / Women Business Enterprise in New York State?

Yes  No

Prepared By: \_\_\_\_\_

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

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

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

E-Mail: \_\_\_\_\_ Date: \_\_\_\_\_

COMPLETE THIS FORM IN INK

BID NO.: RFB-6798

**BID SCHEDULE OF PRICES – ITEMIZED - SEE SCHEDULE ‘B10 SNACK’**

Item Award

Class Award

For furnishing and delivering the specified goods or services, which includes, without limitation all freight charges, demurrage, insurance, packaging, machinery, tools, labor, services, skill and other items of whatever nature required to fulfill the obligations under the resultant Contract, the Bidder agrees to accept in full compensation therefore the amount of the total bid sum of:

**TOTAL BID FOR ITEMS 1 TO 22, INCLUSIVE, THE SUM OF:**

**PLEASE PRINT:**

Written in Words: Four hundred seventy eight thousand  
five hundred Dollars fifty Cents

Written in Figures: \$ 478,500.50

Discount for Prompt Payment:      %      Days, Net 30.

The Bidder hereby acknowledges receipt of all Solicitation Documents and Addenda through and including Addendum number      (Bidder to insert number of last Addendum received.)

Availability: Start of contract

Contractor: Jay Bee Distributors Inc.

Address of Bidder: 175 Central Ave S.

Bethpage NY 11714

Is this business a Certified Minority / Women Business Enterprise in New York State?

Yes  No

Prepared By: Steve Esopa

Title: Vice President

Signature: [Signature] Telephone No.: 516-576-0900

Fax No.: 516-349-8087

E-Mail: sesopa@jaybeedist.com Date: 5/31/22



**BID AND BIDDER'S AFFIDAVIT**

Bid No.: RFB-6798

By submission of this bid and the execution of the Bidder's Affidavit, the Bidder hereby submits a binding offer to furnish all required work and meet all other obligations set forth in the Contract Documents, and all addenda thereto, whether received by the undersigned or not; for the total sum indicated below:

Bid Amount: Five hundred ninety six thousand  
\_\_\_\_\_ Dollars, fifty Cents.

Printed in words

\$ 596,000.50  
(Total Bid in Figures)

By submission of this bid, the Bidder acknowledges that it has read the 1) Information for Bidders, 2) Form of Contract, 3) Schedule "A", Scope of Services, 4) All Schedules, and 5) all addenda (if any).

Bid Made by:

(Firm Legal Name) Jay Bee Distributors Inc.

Address: 175 Central Ave S. Bethpage NY 11714

By: [Signature] Steve Esopa Vice President  
(Signature-Authorized Officer) (Print Name) (Print Title)

Telephone: 516-576-0900 Fax: 516-349-8087

Tax ID Number: 11-2982856 Date: 5/31/22

The Bidder's authorized representative on this Project shall be Steve Esopa

Additionally, by submission of this bid and the execution of the Bidder's Affidavit each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies on behalf of its own organization, under penalty of perjury, that to the best of his/her knowledge and belief:

A: The prices in the 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;

B: Unless otherwise required by law, the prices which have been quoted in the 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;

C. 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;

A bid shall not be considered for award nor shall any award be made where [A], [B], [C] above have not been complied with; provided however, that if in any case the bidder(s) cannot make the foregoing certification, the bidder shall so state and shall furnish below a signed statement which sets forth in detail the reasons therefore: [affix addendum to this page if space is required for Statement.]

D. The bidder is not in arrears to the City of Yonkers upon debt, contract or taxes and is not a defaulter, as surety or otherwise, upon obligation to the City of Yonkers;

E. The bid prices are to cover all expenses of every kind incidental to the completion of the work and the Contract therefore, including all claims that may arise through damage or any other cause whatever, and for those items for which the prices are established in the Specifications, hereby agree to perform such additional work and supply such additional material at the prices therein established;

F. The Bidder shall make no claim on account of any variations between the quantities of the approximate estimate and the quantities of the work as done, nor on account of any misconception or misunderstanding of the nature and character of the work to be done, or of the ground or place where it is to be done;

G. The bidder is the only one interested in this bid; and it is made without any connection with any other person or persons making an estimate for the same work, and is in all respects fair, and without collusion or fraud;

H. No member of the municipal government of the City of Yonkers nor any officer or employee of the City, is directly or indirectly interested in this bid, or in the supplies or the material for the work or in any portion of the profit thereof;

I. Fair and Ethical Business Practices will be strictly adhered to during the life of this Contract. During the term of this Contract, neither the Bidder nor any director, partner, principal, officer or employee shall:

1. File with a government office or employee, a written instrument which intentionally contains a false statement or false information;
2. Intentionally falsify business records;
3. Give, or offer to give, money or any other benefit to a labor official with intent to influence that labor official with respect to any of his or her acts, duties or decisions as a labor official;
4. Give, or offer to give, money or any other benefit to a public servant with intent to influence that public servant with respect to any of his or her acts, duties or decisions as a public servant; and

5. Knowingly participate in the criminal activities of any organized crime group, syndicate or family, nor shall any person employed by or associated with any such organized crime family, syndicate or group participate through criminal means in any of the business affairs of the Bidder.

J. In addition, if it becomes known that any director, partner, officer, employee of the Bidder, or any shareholder owning 5% or more of the Bidder's stock:

1. is the subject of investigation involving any violation of criminal law or other federal, state or local law or regulation by any governmental agency; or
2. is arrested, indicted or named as an unindicted co-conspirator in any indictment or other accusatory instrument; or
3. is convicted of any felony under state or federal law and/or any misdemeanor involving a business-related crime.

The Bidder shall immediately notify the City of any such event.

10/20/2019 10:45 AM  
BOE Commodities Services Bid Template Rev 02 01 22

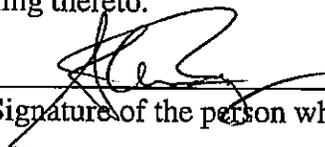
AFFIDAVIT WHERE THE BIDDER IS A CORPORATION

STATE OF New York, COUNTY OF Suffolk  
as:

Steve Esopa being duly sworn,  
says:

I am a member of Jay Bee Distributors,  
the above named corporation whose name is subscribed to and which executed the foregoing bid.  
I reside at 5 Briardell Dr. Merrick NY

I have full knowledge of the matters pertaining thereto.

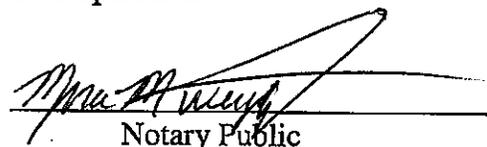
  
(Signature of the person who signed the Bid)

ACKNOWLEDGEMENT WHERE THE CONTRACTOR IS A CORPORATION

STATE OF New York )  
COUNTY OF Suffolk ) ss:

On the 31 day of May, in the year 2022, before me personally  
came Steve Esopa, to me known, who, being  
by me duly sworn, did depose and say that he/she resides at  
5 Briardell Dr. Merrick NY, that she is the  
Vice President of Jay Bee Distributors, the  
corporation described in and which executed the above instrument; and that he/she signed his/her  
name thereto by order of the Board of Directors of said corporation.

ZINA M. WEINGART  
NOTARY PUBLIC, State of New York  
No. 01WE6006613 Suffolk County  
Commission Expires May 4, 2022

  
Notary Public

If a Corporation, Bidder must complete both Affidavit and Acknowledgement sections and  
submit this page with its bid

(Bid and Bidder's Affidavit)

AFFIDAVIT WHERE BIDDER IS A PARTNERSHIP

STATE OF \_\_\_\_\_, COUNTY OF \_\_\_\_\_

as: \_\_\_\_\_ being duly sworn,

says:

I am a member of \_\_\_\_\_ the above named partnership whose name is subscribed to and which executed the foregoing bid. I reside at \_\_\_\_\_

\_\_\_\_\_. I have full knowledge of the matters pertaining thereto.

\_\_\_\_\_  
(Signature of the person who signed the Bid)

ACKNOWLEDGEMENT OF CONTRACTOR, IF A PARTNERSHIP

STATE OF \_\_\_\_\_ )

COUNTY OF \_\_\_\_\_ )

ss:

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me personally came \_\_\_\_\_, to me known and known to me to be a member of the firm \_\_\_\_\_; described in and who executed the foregoing instrument; and he/she duly acknowledged to me that he/she executed the same for and in behalf of said firm for the uses and purpose mentioned therein.

\_\_\_\_\_  
Notary Public

If a Partnership, Bidder must complete both Affidavit and acknowledgement sections and submit this page with its bid.

(Bid and Bidder's Affidavit)

AFFIDAVIT WHERE BIDDER IS AN INDIVIDUAL

STATE OF \_\_\_\_\_, COUNTY OF \_\_\_\_\_

as:

\_\_\_\_\_ being duly sworn,

says:

I am the person who submitted the foregoing bid. I have full knowledge of the matters pertaining thereto.

\_\_\_\_\_  
(Signature of the person who signed the Bid)

ACKNOWLEDGEMENT OF CONTRACTOR, IF AN INDIVIDUAL

STATE OF \_\_\_\_\_ )

\_\_\_\_\_ )

ss:

COUNTY OF \_\_\_\_\_ )

On the \_\_\_\_\_ day of \_\_\_\_\_, in the year 20\_\_\_\_, before me personally same \_\_\_\_\_, to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged that the/she executed the same.

\_\_\_\_\_  
Notary Public

If an Individual, Bidder must complete both Affidavit and Acknowledgement sections and submit this page with its bid.

(Bid and Bidder's Affidavit)



ONE LARKIN CENTER 3RD FLOOR  
 Yonkers, New York 10701  
 (914) 377-6035  
 Fax: (914) 377-6032  
 email: thomas.collich@yonkersny.gov

**CITY OF YONKERS**  
*Purchasing*

*Mike Spano, Mayor*  
*Tom Collich, Director*

**VENDOR BACKGROUND QUESTIONNAIRE**

**BID NO.: RFB-6798**

**OPENING DATE: 6.3.22**

This questionnaire has been developed to collect information from vendors/contractors wishing to do business with the City of Yonkers.

Please complete the questionnaire carefully, answering all questions truthfully and accurately. Answers **must be printed in black or blue ink**. If you need more space to answer a question, **print the answer on company letterhead** and attach it to the questionnaire. **ANSWER ALL QUESTIONS - DO NOT LEAVE BLANKS**. Failure to submit a complete and accurate questionnaire may result in your bid or proposal being rejected as non-responsive and, therefore, ineligible for award.

**GENERAL INFORMATION** Initial Application: YES  NO  Revision: YES  NO

1. Submitting Business Name Jay Bee Distributors Inc  
 EIN/SSN 11-2982856  
 Dun & Bradstreet # 147387732  
 "Doing Business As" Name(s), if any \_\_\_\_\_  
 Business Address and date business located at this address 175 Central Ave S.  
Bethpage NY 11714  
 Other business addresses, if any (satellite offices, plants, warehouses, branch offices headquarters, etc.) \_\_\_\_\_  
 Mailing address, if different from above PO Box 875  
Bethpage NY 11714  
 Telephone Number 516-576-0900  
 Fax Number 516-349-8087  
 E-Mail sesopa@jaybeedist.com  
 Contact Person and Title Steve Esopa Vice President  
 Company website www.jaybeedist.com

2. Does this business now, or has it in the past 10 years, used an EIN, SSN, Name, Trade Name or abbreviation other than those given in the above question? YES  NO  If YES, please provide details and explain: \_\_\_\_\_

3. Has this business changed addresses in the past five years? YES  NO  If YES, please provide all complete former addresses: \_\_\_\_\_

4. a. Date business was formed 9/1/75  
 b. Date business was incorporated 7/20/89

5. Type of Organization (Please circle one)

- a. Business Corporation  
 State/County in which incorporated New York / Nassau  
 Name of individuals/entities incorporating business Marc G. Kreig  
 b. Sole Proprietorship  
 c. General Partnership/ Limited Partnership  
 State or County where partnership certificate/agreement is filed \_\_\_\_\_  
 d. Joint Venture  
 e. Non Profit  
 f. Not for Profit  
 g. Other (Explain) \_\_\_\_\_

6. Type of Business (Please circle one)

- a. Manufacturing  
 b. Distribution  
 c. Retail  
 d. Commercial Service  
 e. Professional Service, Non Construction, Non-Law  
 f. Bank  
 g. Construction Manager  
 h. Architect  
 i. Engineer  
 j. General Contractor  
 k. Consultant (Specify) \_\_\_\_\_  
 l. Laboratory Testing and Analysis  
 m. Law Firm  
 n. Other (Explain) \_\_\_\_\_

7. Has this business been certified by a government entity (SBA, NYC, etc.) as a Minority Business, Women-Owned Business, Disadvantaged Business or Small Business Enterprise? YES , NO . If YES, please explain. \_\_\_\_\_

a. Do you perform outreach to any of these Enterprises to perform subcontracting work? YES , NO

b. Will you use one of these Enterprises as a subcontractor on work performed for the City of Yonkers? YES , NO  If YES, explain. \_\_\_\_\_

**BUSINESS HISTORY**

8. Was this business purchased as an existing business by its present owners? YES , NO . If YES, please provide date of purchase and name(s) of previous owner(s).  
7/15/89 Jack Siegel

9. Does this business own , rent , or lease  its office facilities? (Please check one). If leased or rented, please provide name, address, and telephone number of building owner/landlord. Sarnow Food Group 178 Central Ave S. Bethpage NY 11714

10. Does this business share office space, staff, equipment, or expenses with any other business or not-for-profit organization? YES , NO . If YES, please provide the name and address of the other entity and nature of relationship to this business.

Same as # 9

11. Will this business use or occupy any real property, other than the addresses listed in response to Question 1., to carry out the terms of any contract you may receive from the City of Yonkers? YES , NO . If YES, please provide details and explain.

### BUSINESS PRINCIPALS

12. For all proprietors, partners, directors, officers, shareholders of 5% or more of the businesses' issued stock, any manager or individual who takes part in overall policy making or financial decisions for the business, and any person in a position to control or direct the businesses' overall operations, please provide name, home address, date of birth, social security number, title, percentage of ownership, and business telephone number.

Lois Chau 200 East 72nd St. New York NY 10021 President 100% 516-576-0900

13. Number of Employees 16

14. Is this business now or has it been in the last five years a subsidiary of another business? YES , NO . In this period, has another business been a partner in this business, or has another business been affiliated with this business through common ownership, management or agreement, or has another business owned 5% or more of this business? YES , NO . If YES, please provide details and explain.

15. Has this business or any other business listed in response to question 14 pledged or hypothecated 5% or more of its stock to another business or to an individual to guarantee payment for a debt or obligation? YES , NO . If YES, please provide details and explain.

16. Is this business or any business listed in response to question 14 now or has it been in the last five years:

a. The owner of 5% or more or in control of another business, an affiliate or a subsidiary? YES , NO

b. A vendor of or contractor to the City of Yonkers? YES , NO

c. A subcontractor on any contract with the City of Yonkers? YES , NO

If YES to any above, please provide details and explain. In current contract with YPS

17. Are any of the persons listed in answer to question 12 now or have been in the past, elected or appointed officials or officers or employees of the City of Yonkers? YES , NO . If YES, please provide details and explain.

18. Has this business or any business listed in response to question 14 at present or has it ever been:
- a. Debarred by any agency\* from entering contracts? YES , NO .
  - b. Found not responsible by any government agency? YES , NO .
  - c. Declared in default and/or terminated for cause on any contract, and/or had any contract cancelled for cause? YES , NO .
  - d. Suspended by any government agency from entering any contract with it? YES , NO .
  - e. Party to any action pending that could formally debar or otherwise effect this business' ability to bid or propose on contracts? YES , NO .
  - f. A respondent before the Grand Jury or any Federal, State or City Board? YES , NO .
  - g. Unable to execute a contract with a government agency because it could not provide the required security or obtain a surety bond? YES , NO .
  - h. Required to pay liquidated damages on a contract? YES , NO .
  - i. In default on any obligation to, or subject to any unsatisfied judgment or lien obtained by a government agency, including judgments based on taxes owed? YES , NO .
  - j. Filed a bankruptcy petition or been subject to any involuntary bankruptcy proceedings? YES , NO .
  - k. Subject of termination for cause or revocation of permits, licenses, concessions, franchises, or leases? YES , NO .
  - l. Subject of a criminal investigation\*\* or civil anti-trust investigation by any Federal, State or Local prosecutorial or investigative agency? YES , NO .
  - m. Subject of an investigation by any government agency, including regulatory agencies (Security Exchange Commissions, Federal Communications Commission, Department of Consumer Affairs, etc.) YES , NO .

**If you answered YES TO ANY OF THE QUESTIONS IN ITEM 18, please provide details including dates, agency/entity names, and disposition on company letterhead.**

\* Government agency includes City, State and Federal Public Agencies, quasi-public agencies, authorities and corporations, public development corporations and local development corporations.

\*\* An investigation includes an appearance before a grand jury by a person or representatives of a business entity, any oral or written inquiry, or review of documents by a public agency, temporary commission or other investigative body, or questioning concerning the general operation or a specific project or activities of business entity or the activities of a person.

19. In the last five years, have any of the persons listed in response to question 12:
- a. Been the subject of an investigation involving any alleged violation of criminal law? YES , NO .
  - b. Been arrested, indicted or named as an unindicted co-conspirator in any indictment or other legal instrument? YES , NO .
  - c. Been convicted, after trial or by plea, of any felony under State or Federal Law? YES , NO .
  - d. Been convicted of any misdemeanor involving business-related crimes? YES , NO .
  - e. Entered a plea of nolo contendere in a legal proceeding? YES , NO .
  - f. Entered a consent decree? YES , NO .
  - g. Been granted immunity from prosecution for any business-related conduct constituting a crime under State or Federal Law? YES , NO .

**If you answered YES TO ANY OF THE QUESTIONS IN ITEM 19, please provide details including dates, agency/entity names, and disposition on company letterhead.**

20. Has any person listed in response to question 12 been employed by or affiliated with any person or business that has:
- a. Been the subject of an investigation involving any alleged violation of criminal law? YES , NO .
  - b. Been arrested, indicted or named as an unindicted co-conspirator in any indictment or other legal instrument YES , NO .
  - c. Been convicted, after trial or by plea, of any felony under State or Federal Law? YES , NO .
  - d. Been convicted of any misdemeanor involving business-related crimes? YES , NO .
  - e. Entered a plea of nolo contendere in a legal proceeding? YES , NO .
  - f. Entered a consent decree? YES , NO .
  - g. Been granted immunity from prosecution for any business – related conduct constituting a crime under State or Federal Law? YES , NO .

**If you answered YES TO ANY OF THE QUESTIONS IN ITEM 20, please provide details including dates, agency/entity names, and disposition on company letterhead.**

21. Has this or any business listed in response to question 14 or any person listed in response to question 12 failed to pay any applicable Federal, State or Local government taxes for the past five years? YES , NO . If YES, explain \_\_\_\_\_
- 
22. In the past five years, has this or any business listed in response to question 14 or any person listed in response to question 12 committed any act of collusion, bid rigging or price fixing in submitting a competitive bid? YES , NO .  
If YES, explain \_\_\_\_\_
- 
23. Licensing: List jurisdiction and trade categories in which your organization is legally qualified to do business (if applicable), and attach legible copies of registrations and/or licenses.

<u>Jurisdiction</u>	<u>Trade Category</u>
New York	Food Distribution
New Jersey	" "
Connecticut	" "

24. Pursuant to Executive Order No 6-2013, "delinquent Contractors shall not be deemed responsible bidders for purposes of awarding contract. It is the policy of the City of Yonkers to disqualify persons or business entities which are delinquent in financial obligations to the City or its affiliated agencies, boards or commissions from participating in City contracts and business opportunities." Is the Contractor currently delinquent in its financial obligations to the City or its affiliated agencies, boards or commissioners? YES , NO .  
If YES, explain \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

25. Does the Contractor or Controlling Person(s) own any property within the City of Yonkers?  
YES \_\_\_ NO

If "Yes," please list the address of each property.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

26. **If requested, the Bidder shall provide a list of references on company letterhead in this format:**

1. Agency/owner
2. Contract number
3. Contract title
4. Name & location of project
5. Contact name, telephone number, address
6. Brief description of work and services provided
7. Indicate if you were a prime or sub-contractor
8. If you were the prime contractor and sub-contractors were used, identify the names of the sub-contractors and describe the work they performed
9. Period of performance
10. Original contract amount
11. Current or final contract amount
12. Number of change orders
13. Reason for change orders
14. Describe any area of the scope-of-work considered unique
15. Indicate any key individuals who participated in this contract that are proposed to be assigned to the City/YPS contract

**CERTIFICATION**

A materially false statement willfully or fraudulently made in connection with this questionnaire is sufficient cause for rendering the business entity not responsible with respect to the present bid or proposal and future bids or proposals, and in addition, may subject the person and/or entity making the false statement to criminal charges, including but not limited to New York State Penal Law sections 175.35 (Offering a false statement for filing) and 210.40 (Sworn false statement) and/or Title 18 U.S.C. sections 1001 (False or fraudulent statement) and 1341 (Mail fraud).

I, Steve Esopa, being duly sworn, state that I am the

Print or Type Name of Bidder/Proposer Authorized Representative

Vice President of Jay Bee Distributors, and Print or Type Title of Bidder/Proposer Authorized Representative Print or Type Name of Entity Submitting Bid/Proposal

I have read and understand the questions contained in the attached questionnaire and its appendices. I certify that to the best of my knowledge the information given in response to each question and appendices is full, complete, and truthful.

I will notify the City of Yonkers in writing of any change in circumstances occurring after the submission of this questionnaire and before the execution of any contract with the City.

I acknowledge that the City of Yonkers may, by means it deems appropriate, determine the accuracy and truth of the statements made in this questionnaire.

I recognize that all information submitted is for the express purpose of inducing the City to enter a contract with the submitting business entity.

I authorize the City to contact any entity or person named in this questionnaire, for purposes of verifying the information submitted.

[Signature]  
Signature of Bidder/Proposer Authorized Representative

STATE OF New York )

COUNTY OF Suffolk ) ss:

On the 31 day of May, in the year 2022, before me personally came Steve Esopa, to me known and known to me to be the person Print or Type Name of Bidder/Proposer Authorized Representative

described in and who executed the foregoing instrument, and he/she duly acknowledged that he/she executed the same.

[Signature]  
Notary Public

Place Notary Public Stamp Here:

ZINA M. WEINGART  
NOTARY PUBLIC, State of New York  
No. 01WE8006813 Suffolk County  
Commission Expires May 4, 2023

THE STATE OF TEXAS,  
COUNTY OF \_\_\_\_\_  
I, \_\_\_\_\_, Clerk of the County,  
do hereby certify that \_\_\_\_\_  
is the true and correct copy of \_\_\_\_\_

**THIRTY-NINTH:** The Contractor shall remove all waste material in connection with the Work from the property of The City of Yonkers, if any. All waste material in connection with the Work shall become the property of the Contractor and shall be disposed of in keeping with all applicable Federal, State, and local laws, rules, and regulations. The Contractor shall, on a daily basis, thoroughly clean and keep clean the work site, all roadways, sidewalks, and other indoor and outdoor areas in connection with this Work.

**FORTIETH:** This Contract shall not be enforceable until signed by both parties and approved by the Office of the Corporation Counsel.

IN WITNESS WHEREOF: The Superintendent, or his/her authorized designee, on behalf of the City of Yonkers/YPS and the Contractor, have executed this agreement in duplicate for the purposes herein mentioned.

**YONKERS PUBLIC SCHOOLS**

By: \_\_\_\_\_  
Name: Dr. Edwin Quezada  
Title: Superintendent of Schools  
Date: \_\_\_\_\_

By: \_\_\_\_\_  
Name: Rev. Steve Lopez  
Title: President, Board of Education  
Date: \_\_\_\_\_

APPROVED AS TO FORM

\_\_\_\_\_  
Yonkers Senior Associate Corporation Counsel

Jay Bee Distributors Inc.  
Name of Contractor

By: \_\_\_\_\_  
Name: Steve Escapa  
Title: Vice President  
Date: 8/31/22

**TO BE COMPLETED BY CITY OF YONKERS BUREAU OF PURCHASING**

**DATE OF B.O.C.S. APPROVAL:** \_\_\_\_\_

**INITIATING DEPARTMENT:**

**FOOD SERVICES**

**PURCHASING CONTACT- BUYER:**

**Joan Heslop**



**SCHEDULE "B2 Bread"  
BID SCHEDULE OF PRICES**

Enter unit prices and extended totals on the attached Schedule B-2 Excel Spreadsheet.

Grand Total for items 1 – 14 written in figures:           No Bid          

Grand Total for items 1 – 14 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

**BIDDER'S LEGAL BUSINESS NAME:**  
\_\_\_\_\_

**BUSINESS ADDRESS:** \_\_\_\_\_  
\_\_\_\_\_

**NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):**  
\_\_\_\_\_

**TITLE:** \_\_\_\_\_

**SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:**  
\_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**FAX:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

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

**SCHEDULE "B3 Canned"**  
**BID SCHEDULE OF PRICES**

Enter unit prices and extended totals on the attached Schedule B-3 Excel Spreadsheet.

Grand Total for items 1 – 55 written in figures:           No Bid          

Grand Total for items 1 – 55 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

**BIDDER'S LEGAL BUSINESS NAME:**

\_\_\_\_\_

**BUSINESS ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):**

\_\_\_\_\_

**TITLE:** \_\_\_\_\_

**SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:**

\_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**FAX:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

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

SCHEDULE "B4 Cereal"  
BID SCHEDULE OF PRICES

Enter unit prices and extended totals on the attached Schedule B-4 Excel Spreadsheet.

Grand Total for items 1 - 2 written in figures: 117,500.00

Grand Total for items 1 - 2 written in words: One hundred Seventeen thousand Five hundred dollars

Specify lead time: 5 calendar days after receipt of purchase order.

BIDDER'S LEGAL BUSINESS NAME:

Jay Bee Distributors Inc

BUSINESS ADDRESS: 175 Central Ave S.

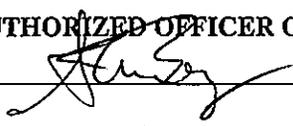
Bethpage NY 11714.

NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):

Steve Esopa

TITLE: Vice President

SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:



TELEPHONE: 516-576-0900

FAX: 516-349-8087

EMAIL: sesopa@jaybeedist.com

DATE: 5/31/22

SCHEDULE "B5 Cheese"  
BID SCHEDULE OF PRICES

Enter unit prices and extended totals on the attached Schedule B-5 Excel Spreadsheet.

Grand Total for items 1 – 5 written in figures:     No Bid    

Grand Total for items 1 – 5 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

BIDDER'S LEGAL BUSINESS NAME:

\_\_\_\_\_

BUSINESS ADDRESS: \_\_\_\_\_

\_\_\_\_\_

NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):

\_\_\_\_\_

TITLE: \_\_\_\_\_

SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:

\_\_\_\_\_

TELEPHONE: \_\_\_\_\_

FAX: \_\_\_\_\_

EMAIL: \_\_\_\_\_

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

**SCHEDULE "B6 Diversion Items"  
BID SCHEDULE OF PRICES**

Enter unit prices and extended totals on the attached Schedule B-6 Excel Spreadsheet.

Grand Total for items 1 – 4 written in figures:           No Bid          

Grand Total for items 1 – 4 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

**BIDDER'S LEGAL BUSINESS NAME:**

\_\_\_\_\_

**BUSINESS ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):**

\_\_\_\_\_

**TITLE:** \_\_\_\_\_

**SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:**

\_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**FAX:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

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

SCHEDULE "B7 Frozen Items"  
BID SCHEDULE OF PRICES

Enter unit prices and extended totals on the attached Schedule B-7 Excel Spreadsheet.

Grand Total for items 1 – 48 written in figures: Ab Bid

Grand Total for items 1 – 48 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

BIDDER'S LEGAL BUSINESS NAME:

\_\_\_\_\_

BUSINESS ADDRESS: \_\_\_\_\_

\_\_\_\_\_

NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):

\_\_\_\_\_

TITLE: \_\_\_\_\_

SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:

\_\_\_\_\_

TELEPHONE: \_\_\_\_\_

FAX: \_\_\_\_\_

EMAIL: \_\_\_\_\_

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

**SCHEDULE "B8 Meat"**  
**BID SCHEDULE OF PRICES**

Enter unit prices and extended totals on the attached Schedule B-8 Excel Spreadsheet.

Grand Total for items 1 – 11 written in figures:                     No Bid                    

Grand Total for items 1 – 11 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

**BIDDER'S LEGAL BUSINESS NAME:**

\_\_\_\_\_

**BUSINESS ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):**

\_\_\_\_\_

**TITLE:** \_\_\_\_\_

**SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:**

\_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**FAX:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

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

**SCHEDULE "B9 Milk"**  
**BID SCHEDULE OF PRICES**

Enter unit prices and extended totals on the attached Schedule B-9 Excel Spreadsheet.

Grand Total for items 1 – 6 written in figures:     No Bid    

Grand Total for items 1 – 6 written in words: \_\_\_\_\_

Specify lead time: \_\_\_\_\_ calendar days after receipt of purchase order.

**BIDDER'S LEGAL BUSINESS NAME:**  
\_\_\_\_\_

**BUSINESS ADDRESS:** \_\_\_\_\_  
\_\_\_\_\_

**NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):**  
\_\_\_\_\_

**TITLE:** \_\_\_\_\_

**SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:**  
\_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**FAX:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

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

SCHEDULE "B10 Snack Items"  
BID SCHEDULE OF PRICES

Enter unit prices and extended totals on the attached Schedule B-10 Excel Spreadsheet.

Grand Total for items 1 - 22 written in figures: 478,500.50

Grand Total for items 1 - 22 written in words: Four hundred seventy eight thousand five hundred dollars and fifty cents

Specify lead time: 5 calendar days after receipt of purchase order.

BIDDER'S LEGAL BUSINESS NAME:

Jay Bee Distributors Inc.

BUSINESS ADDRESS: 175 Central Ave S.

Bethpage NY 11714

NAME OF AUTHORIZED OFFICER OF BIDDER (TYPE OR PRINT):

Steve Escopa

TITLE: Vice President

SIGNATURE OF AUTHORIZED OFFICER OF BIDDER:



TELEPHONE: 516-576-0900

FAX: 516-349-8087

EMAIL: sesopa@jaybeedist.com

DATE: 5/31/22



**SCHEDULE "C"**  
**STANDARD INSURANCE PROVISIONS**  
**(Contractor)**

1. Prior to commencing work, and throughout the term of the Agreement, the Contractor shall obtain at its own cost and expense the required insurance as delineated below from insurance companies licensed in the State of New York, carrying a Best's financial rating of A or better. Contractor shall provide evidence of such insurance to the City of Yonkers and the City's School District, acting by and through its Board of Education (together the "City"), either by providing a copy of policies and/or certificates as may be required and approved by the Director of Purchasing ("Director"). The policies or certificates thereof shall provide that ten (10) days prior to cancellation or material change in the policy, notices of same shall be given to the Director either by overnight mail or personal delivery for all of the following stated insurance policies. All notices shall name the Contractor and identify the Agreement.

If at any time any of the policies required herein shall be or become unsatisfactory to the Director, as to form or substance, or if a company issuing any such policy shall be or become unsatisfactory to the Director, the Contractor shall upon notice to that effect from the City, promptly obtain a new policy, and submit the policy or the certificate as requested by the Director to the Purchasing Bureau of the City for approval by the Director. Upon failure of the Contractor to furnish, deliver and maintain such insurance, the Agreement, at the election of the City, may be declared suspended, discontinued or terminated.

Failure of the Contractor to take out, maintain, or the taking out or maintenance of any required insurance, shall not relieve the Contractor from any liability under the Agreement, nor shall the insurance requirements be construed to conflict with or otherwise limit the contractual obligations of the Contractor concerning indemnification.

All property losses shall be made payable to the "City of Yonkers" and adjusted with the appropriate City personnel.

In the event that claims, for which the City may be liable, in excess of the insured amounts provided herein are filed by reason of Contractor's negligent acts or omissions under the Agreement or by virtue of the provisions of the labor law or other statute or any other reason, the amount of excess of such claims or any portion thereof, may be withheld from payment due or to become due the Contractor until such time as the Contractor shall furnish such additional security covering such claims in form satisfactory to the Director.

In the event of any loss, if the Contractor maintains broader coverage and/or higher limits than the minimums identified herein, the City shall be entitled to the broader coverage and/or higher limits maintained by the Contractor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the City.

2 The Contractor shall provide proof of the following coverage (if additional coverage is required for a specific agreement, those requirements will be described in the Agreement):

- a) Workers' Compensation and Employer's Liability. Certificate form C-105.2 or State Fund Insurance Company form U-26.3 is required for proof of compliance with the New York State Workers' Compensation Law. State Workers' Compensation Board form DB-120.1 is required for proof of compliance with the New York State Disability Benefits Law. Location of operation shall be "All locations in Westchester County, New York."

Where an applicant claims to not be required to carry either a Workers' Compensation Policy or Disability Benefits Policy, or both, the employer must complete NYS form CE-200, available to download at: <http://www.wcb.ny.gov>.

If the employer is self-insured for Workers' Compensation, he/she should present a certificate from the New York State Worker's Compensation Board evidencing that fact (Either SI-12, Certificate of Workers'

Compensation Self-Insurance, or GSI-105.2, Certificate of Participation in Workers' Compensation Group Self-Insurance).

- b) Commercial General Liability Insurance with a combined single limit of \$1,000,000 (c.s.1) per occurrence and a \$2,000,000 aggregate limit naming the "City of Yonkers" and, if applicable, the "City of Yonkers School District, acting by and through its Board of Education" as additional insured on a primary and non-contributory basis. This insurance shall include the following coverages:
- i. Premises - Operations.
  - ii. Broad Form Contractual.
  - iii. Independent Contractor and Sub-Contractor.
  - iv. Products and Completed Operations.
- c) Commercial Umbrella/Excess Insurance: \$2,000,000 each Occurrence and Aggregate naming the "City of Yonkers" and, if applicable, the "City of Yonkers School District, acting by and through its Board of Education" as additional insured, written on a "follow the form" basis.

NOTE: Additional insured status shall be provided by standard or other endorsement that extends coverage to the "City of Yonkers" and, if applicable, the "City of Yonkers School District, acting by and through its Board of Education" for both on-going and completed operations.

All Contracts involving the use of explosives, demolition and/or underground work shall provide proof that XCU is covered.

- d) Automobile Liability Insurance with a minimum limit of liability per occurrence of \$1,000,000 for bodily injury and a minimum limit of \$100,000 per occurrence for property damage or a combined single limit of \$1,000,000 unless otherwise indicated in the contract specifications. This insurance shall include for bodily injury and property damage the following coverages and name the "City of Yonkers" and, if applicable, the "City of Yonkers School District, acting by and through its Board of Education" as additional insured:
- (i) Owned automobiles.
  - (ii) Hired automobiles.
  - (iii) Non-owned automobiles.
- e) Cyber Liability insurance with a combined single limit of \$1,000,000 (c.s.1) per occurrence and a \$2,000,000 aggregate limit naming the "City of Yonkers" and, if applicable, the "City of Yonkers School District, acting by and through its Board of Education" as an additional insured on a primary and non-contributory basis.

3. All policies of the Contractor shall be endorsed to contain the following clauses:

(a) Insurers shall have no right to recovery or subrogation against the City (including its employees and other agents and agencies), it being the intention of the parties that the insurance policies so effected shall protect both parties and be primary coverage for any and all losses covered by the above-described insurance.

(b) The clause "other insurance provisions" in a policy in which the City is named as an insured, shall not apply to the City.

(c) The insurance companies issuing the policy or policies shall have no recourse against the City (including its agents and agencies as aforesaid) for payment of any premiums or for assessments under any form of policy.

(d) Any and all deductibles in the above described insurance policies shall be assumed by and be for the account of, and at the sole risk of, the Contractor.

**SCHEDULE "D"**  
**Questionnaire Regarding Business Enterprises Owned  
and Controlled by Persons of Color or Women**

As part of the City's desire to encourage the meaningful and significant participation of business enterprises owned and controlled by persons of color or women in City contracts, and in furtherance of Article VIII of Chapter 13 of the City Code, completion of this form is required.

The term persons of color means a United States citizen or permanent resident alien who is and can demonstrate membership of one of the following groups: (a) Black persons having origins in any of the Black African racial groups; (b) Hispanic persons of Mexican, Puerto Rican, Dominican, Cuban, Central or South American descent of either Indian or Hispanic origin regardless of race; (c) Native American or Alaskan native persons having origins in any of the original peoples of North America; or (d) Asian or Pacific Islander persons having origins in any of the Far East countries, South East Asia, the Indian sub-continent or the Pacific Islands.

An enterprise owned and controlled by persons of color or women means a business enterprise including a sole proprietorship, limited liability partnership, partnership, limited liability corporation or corporation that is (a) at least 51% owned by one or more persons of color or women; (b) an enterprise in which such ownership by persons of color or women is real, substantial and continuing; (c) an enterprise in which such ownership interest by persons of color or women has and exercises the authority to control and operate, independently, the day-to-day business decisions of the enterprise; and (d) an enterprise authorized to do business in this state which is independently owned and operated.

In addition, a business enterprise owned and controlled by persons of color or women shall be deemed to include any business enterprise certified as an MBE or WBE pursuant to article 15-a of the New York State Executive Law and implementing regulations, 9 NYCRR subtitle N Part 540 et seq., or as a small disadvantaged business concern pursuant to the Small Business Act, 15 U.S.C. 631 et seq., and the relevant provisions of the Code of Federal Regulations as amended.

1. Are you a business enterprise which is owned and controlled by persons of color or women in accordance with the standards listed above?  
 No  
 Yes (as a business owned and controlled by persons of color)  
 Yes (as a business owned and controlled by women)
  
2. Are you certified with the State of New York as a minority business enterprise ("MBE") or a women business enterprise ("WBE")?  
 No  
 Yes (as a MBE)  
 Yes (as a WBE)

**If yes, official documentation of such certification must be attached hereto.**

3. If you are a business owned and controlled by persons of color, please specify the minority classifications which apply: \_\_\_\_\_
  
4. If you are certified with the State of New York as an MBE, please specify the minority classifications which apply: \_\_\_\_\_
  
5. Are you certified with the Federal Government as a small disadvantaged business concern?  
 Yes  
 No

6. Name of Firm/Business Enterprise: Jay Bee Distributors Inc.  
Address: 175 Central Ave S.  
Bethpage NY 11714  
Completed By (Print Name/Title): Steve Esapa Vice President  
Signature: [Signature]

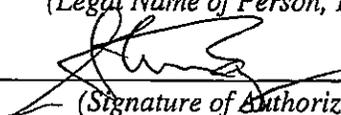
## **SCHEDULE "E"**

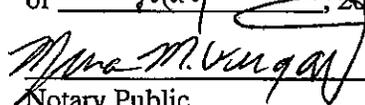
### **CERTIFICATION REGARDING BUSINESS DEALINGS WITH NORTHERN IRELAND**

- A. The Contractor and any individual or legal entity in which the Contractor holds a ten percent (10%) or greater ownership interest and any individual or legal entity that holds a ten percent (10%) or greater ownership interest in the Contractor (a) has no business operations in Northern Ireland, or (b) shall take lawful steps in good faith to conduct any business operations in Northern Ireland in accordance with the MacBride Principles.
- B. For purposes of this Certification, "MacBride Principles" shall mean those principles relating to nondiscrimination in employment and freedom of workplace opportunity which require employers doing business in Northern Ireland to:
- (1) increase the representation of individuals from underrepresented religious groups in the work force, including managerial, supervisory, administrative, clerical and technical jobs;
  - (2) take steps to promote adequate security for the protection of employees from underrepresented religious groups both at the workplace and while traveling to and from work;
  - (3) ban provocative religious or political emblems from the workplace;
  - (4) publicly advertise all job openings and make special recruitment efforts to attract applicants from underrepresented religious groups;
  - (5) establish layoff, recall and termination procedures which do not in practice favor a particular religious group;
  - (6) abolish all job reservations, apprenticeship restrictions and differential employment criteria which discriminate on the basis of religion;
  - (7) develop training programs that will prepare substantial numbers of current employees from underrepresented religious groups for skilled jobs, including the expansion of existing programs and the creation of new programs to train, upgrade and improve the skills of workers from underrepresented religious groups;
  - (8) establish procedures to assess, identify and actively recruit employees from underrepresented religious groups with potential for further advancement; and
  - (9) appoint a senior management staff member to oversee affirmative action efforts and develop a timetable to ensure their full implementation.
- C. For purposes of this Certification, "Northern Ireland" shall be understood to be the six counties partitioned from the Irish Province of Ulster, and administered from London and/or from Stormont.
- D. The Contractor agrees that the warranties and representation in paragraph "A" are material conditions of this Contract. If the City receives information that the Contractor is in violation of paragraph "A", the City shall review such information and give the Contractor opportunity to respond. If the City finds that such a violation has occurred, the City may declare the Contractor in default, and/or terminate this Contract. In the event of any such termination, the City may procure the supplies, services or work from another source in accordance with applicable law. The Contractor shall pay to the City the difference between the contract price for the uncompleted portion of this Contract and the cost to the City of completing performance of this Contract either

by itself or by engaging another contractor. If this is a contract other than a construction contract, the Contractor shall be liable for the difference in price if the cost of procurement from another source is greater than what the City would have paid the Contractor plus any reasonable costs the City incurs in any new procurement and if this is a construction contract, the City shall also have the right to hold the Contractor in partial or total default in accordance with the default provisions of this Contract. In addition, the Contractor may be declared not to be a responsible bidder or proposer for up to three (3) years, following written notice to the Contractor, giving the Contractor the opportunity for a hearing at which the Contractor may be represented by counsel. The rights and remedies of the City hereunder shall be in addition to, and not in lieu of, any rights and remedies the City has pursuant to this Contract or by operation of law or in equity.

Agreed:

Jay Bee Distributors Inc.  
(Legal Name of Person, Firm or Corporation)  
By:   
(Signature of Authorized Representative)  
Vice President  
(Title)  
Dated: 5/31/22

SWORN to before me this 31 day  
of May, 2022  
  
Notary Public

ZINA M. WEINGART  
NOTARY PUBLIC, State of New York  
ID # 01468006613 Suffolk County  
Commission Expires May 4, 2022

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**SCHEDULE "F"**  
**CERTIFICATION OF COMPLIANCE WITH THE IRAN DIVESTMENT ACT**

As a result of the Iran Divestment Act of 2012 (the "Act"), Chapter 1 of the 2012 Laws of New York, a new provision has been added to State Finance Law (SFL) § 165-a and New York General Municipal Law § 103-g, both effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list of "persons" who are engaged in "investment activities in Iran" (both are defined terms in the law) (the "Prohibited Entities List"). 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.

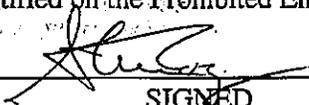
By submitting a bid in response to this solicitation or by assuming the responsibility of a Contract awarded hereunder, each Bidder/Contractor, any person signing on behalf of any Bidder/Contractor and any assignee or subcontractor and, in the case of a joint bid, each party thereto, certifies, under penalty of perjury, that once the Prohibited Entities List is posted on the OGS website, that to the best of its knowledge and belief, that each Bidder/Contractor and any subcontractor or assignee is not identified on the Prohibited Entities List created pursuant to SFL § 165-a(3)(b).

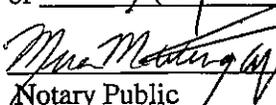
Additionally, Bidder/Contractor is advised that once the Prohibited Entities List is posted on the OGS Website, any Bidder/Contractor seeking to renew or extend a Contract or assume the responsibility of a Contract awarded in response to this solicitation must certify at the time the Contract is renewed,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

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

The City reserves the right to reject any bid or request for assignment for a Bidder/Contractor that appears on the Prohibited Entities List prior to the award of a contract and to pursue a responsibility review with respect to any Bidder/Contractor that is awarded a contract and subsequently appears on the Prohibited Entities List.

I, Steve Esopa, being duly sworn, deposes and says that he/she is the Vice President of the Jay Bee Distributors Corporation and that neither the Bidder/Contractor nor any proposed subcontractor is identified on the Prohibited Entities List.

  
\_\_\_\_\_  
SIGNED

SWORN to before me this 31 day  
of May, 2022  
  
\_\_\_\_\_  
Notary Public

ZINA M. WEINGART  
NOTARY PUBLIC, State of New York  
No. 01WE0006613 Suffolk County  
Commission Expires May 4, 2023

**SCHEDULE "G"**  
**NON-COLLUSIVE BIDDING CERTIFICATION**

1. By submission of this bid, the undersigned bidder and each person signing on behalf of such 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 the undersigned's knowledge and belief:
  - (a) 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;
  - (b) 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
  - (c) 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.
2. The undersigned acknowledges and agrees that a bid shall not be considered for award nor shall any award be made where any of the above have not been complied with; provided 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 one or more of the above has/have not been complied with, the bid shall not be considered for award nor shall any award be made unless the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition.
3. The undersigned also acknowledges and agrees that 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 paragraph 1 above.
4. The undersigned further acknowledges and agrees that any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a bidder which is a corporation or a limited liability company for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in paragraph 1 of this certificate, 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 or limited liability company.

Name of Bidder: Jay Bee Distributors Inc.  
(print full legal name)

Date Signed: 5/31/22 Signature: [Signature]

Name of Person Signing Certificate: Steve Esopa  
(print full legal name of signer)

Bidder is (check one):  an individual,  a limited liability partnership,  a limited liability company,  other entity (specify): Corporation

SWORN to before me this 31 day  
of May, 2022

[Signature]  
Notary Public

ZINA M. WEINGART  
NOTARY PUBLIC, State of New York  
No. 01WE8008813 Suffolk County  
Commission Expires May 4, 2023

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Schedule B-4 - Cereal Items		RFB-6798				
Item	Description	Quantity	U/M	Enter Brand Name or Product Code	Unit Price	Extended Price
	<b>CEREAL: INDIVIDUAL PACKS</b>			BRAND NAME OR APPROVED EQUAL		
1	<b>Kelloggs - Bowl Pack</b>	2,500	Cases	Kellogg's 96/cs	23.33	58,325.00
	Frosted Flakes Multigrain Reduced Sugar					
	Sugar Corn Pops, Reduced Sugar					
	Apple Jacks, Reduced Sugar					
	Fruit Loops, Reduced Sugar					
	Cereal Pouch Granola Clusters, 48ct, 2.0oz., per case					
2	<b>General Mills - Bowl Pack</b>	2,500		General Mills 96/cs	23.67	59,175.00
	Cheerios, Apple Cinnamon					
	Cheerios, Fruity					
	Cheerios, Multigrain					
	Cheerios, Plain					
	Cinnamon Toast Crunch Reduced Sugar					
	Cocoa Puffs Reduced Sugar					
	Golden Grahams					
	Kix					
	Lucky Charms					
	Rice Chex, Low Sugar, Gluten Free					
	Trix, Reduced Sugar					
	Honey Oats (no nuts)					
					TOTAL \$	117,500.00

JAY BEE DISTRIBUTORS INC.  
 PO Box 875  
 Bethpage, NY 11714-0875  
 (516) 576-0900 Fax (516) 349-8087



Schedule B-10 - Snack Items		RFB-6798				
Item	Description	Quantity	U/M	Enter Brand Name or Product Code	Unit Price	Extended Price
	<b>SNACK: SNACK AND A LA CARTE ITEMS ALL PRODUCTS OF USA</b>			BRAND NAME OR APPROVED EQUAL		
1	Animal Crackers (zoo, jungle, dinosaur) 100% Whole Grain, provides 1 Grain equivalent, no HFCS, nut free, 1.1oz, meet USDA Snack Standards, Nutritional Choices or equal, include quantity per case.	600	Case	Bake Crafters 100/cs.	21.85	13,110.00
2	Bear Graham, equals 1 bread/grain. 2pk, meet USDA Snack Standards, apple, cinnamon, chocolate, vanilla, MJM or equal, include quantity per case.	600	Case	Readi-Bake 200/cs.	32.80	19,680.00
3	Bear Graham, Minis, bag, provide 1 Grain equivalent, meet USDA Snack Standards, cinnamon, chocolate, vanilla. MJM or equal, include quantity per case.	750	Case	Nabisco 48/cs.	17.99	13,492.50
4	Grahams, IND WRAP, WG Minis in Bag, Various Shapes: Dinosaurs, Sports, Bears, Breakfast Shapes: 150/1 oz bag provides 1 Grain equivalent, meet USDA Snack Standards, NUT FREE Facility, cinnamon, chocolate, vanilla. MJM or equal, include quantity per case.	600	Case	MJM 150/cs.	34.95	20,970.00
5	Cereal Nutrition Bar, individually wrapped, 51% Whole Grain, 2.2oz, provide 2 grain equivalent, assorted flavors, meet USDA Snack Standards, Zee Zee's/Appleways, include quantity per case.	600	Case	Nutrigrain 96/cs.	30.70	18,420.00
6	Cheetos, Cruchy baked, Frito Lay, Whole Grain, .875 oz., single serve. Meet USDA Snack Standards. Include case packaging	500	Case	Frito Lay 72/cs.	20.85	10,425.00
7	Goldfish, WG Cheddar Cheese, .75oz. bag, Pepperidge Farms, provide 1 Grain equivalent. Original, meet USDA Snack Standard, include case packaging.	500	Case	Cheez-It 175/cs.	36.95	18,475.00
8	Goldfish, Grahams, .9oz bag. Pepperage Farms, provide 1 grain equiv.. Cinnamon, Vanilla, Must meet USDA Snack Standards. Include case packaging.	500	Case	Keebler 210/cs.	49.95	24,975.00



Schedule B-10--Snack Items		RFB-6798				
Item	Description	Quantity	U/M	Enter Brand Name or Product Code	Unit Price	Extended Price
9	Graham Crackers, Mini-Mini, bag, whole grain, no trans fat, noHFCS, nut free, provide 1 Grain equivalent, meet USDA Snack Standards, Chortles, include quantity per case.	600	Case	Educational Snacks 100/cs.	29.90	17,940.00
10	Granola, low-fat, Crunchy Clusters to include oat, wheat and rice, 2oz, 2 Grain equivalent, no HFCS, nut free, meet USDA Snack Standards, Kellogg's, include quantity per case.	800	Case	Kellogg's 48/cs.	22.95	18,360.00
11	Graham Crackers, Whole grain, all natural flavors, nut free, provide 1 Grain equivalent (3pk), meet USDA Snack Standards MJM, include quantity per case.	500	Case	Nabisco 150/3pk.	16.95	8,475.00
12	Nutrigrain Bars, Kelloggs, Whole Grain, Nut-free, 1.3 oz. Apple Cinnamon, Blueberry, Raspberry. Must meet USDA Snack Standards. Include quantity per case.	800	Case	Kellogg's 48/cs.	15.75	12,600.00
13	Pop Tarts, whole grain, 120 ct. / 1.76 oz., frosted strawberry/cinnamon, provide 1 Grain Equivalent, meet USDA snack standards, Kelloggs	400	Case	Kellogg's 120/cs.	40.75	16,300.00
14	Pop Tarts, whole grain, 72 ct./ 3.53 oz., frosted strawberry/cinnamon, provide 2 Grain Equivalent, meet USDA snack standards, Kelloggs	800	Case	Kellogg's 72/cs.	37.65	30,120.00
15	Pretzels, Whole Grain, IND PACKAGE, min.7oz bag, provides 1 Grain equivalent, meet USDA Snack Standards, include quantity per case. Rold GoldHeartzels, Global or equal	500	Case	Global 104/cs.	29.35	14,675.00
16	Sun Chips, Snack Mix, multigrain, .875 oz bag, meet USDA Snack Standards, garden salsa and harvest cheddar, include quantity per case.	900	Case	Sun Chips 104/cs.	30.12	27,108.00
17	Tostito, Scoops, Oven Baked, individual, .875oz, provide 1 Grain equivalent, meet USDA Snack Standards, include quantity per case.	1,000	Case	Tostitos 72/cs.	20.85	20,850.00
18	Tostitos, Scoops, Oven Baked, bulk, 16oz., 1 oz. provides 1 Grain equivalent, meet USDA Snack Standard, include quantity per case.	500	Case	Tostitos 4/16oz	11.45	5,725.00



Schedule B-10 - Snack Items		RFB-6798				
Item	Description	Quantity	U/M	Enter Brand Name or Product Code	Unit Price	Extended Price
19	Juice Box, asst.100% juice 4oz/40ct USDA Snack Standards	1,500	Case	Apple + Eve 40/cr.	7.10	10,650.00
20	Juice Box , asst,100% juice 6,75oz/40ct USDA Snack Standards	3,000	Case	Apple + Eve 40/cr.	9.35	28,050.00
21	Waffle Grahams IND WRAP, equals 1 bread/grain. 300/2pk,meet USDA Snack Standards, maple, strawberry, MJM or equal, include quantity	1,500	Case	MJM 300/2pk.	53.45	80,175.00
22	Wheat Crackers, Savory, IND WRAP, Whole Grain, No HFCS, Nut Free facility - 1 (22g) bag = 1 Grain Oz eq, MJM or equal	1,500	Case	MJM 155/cr.	31.95	47,925.00
					TOTAL	\$ 478,500.50

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