



Job Order Contracting (JOC)

(Contractor Name)

Region No. -- – (Trade)

Contract No: ----- Project No: 1000509999 - CR No: --

ALBANY (HEADQUARTERS): 515 Broadway, Albany, NY 12207 | 518-257-3000
NEW YORK CITY: 28 Liberty Street, 55th Floor, New York, NY 10005 | 212-273-5000
BUFFALO: 6047 Transit Road, Suite 103, East Amherst, Buffalo, NY 14051 | 716-884-9780
ROCHESTER: 3495 Winton Place, Building C, Suite 1, Rochester, NY 14623 | 585-461-8400

DORMITORY AUTHORITY STATE OF NEW YORK
WE FINANCE, DESIGN & BUILD
NEW YORK'S FUTURE.
www.dasny.org

Agreement

Job Order Contract No. --
Region No. -- – (Trade) – (Contractor name)

A Contract, dated as of the _____, by and between the Dormitory Authority of the State of New York (“DASNY” or the “Owner”), a body corporate and politic of the State of New York, constituting a public benefit corporation created pursuant to Title 4 of Article 8 of the Public Authorities Law of the State of New York, as amended and having its principal office and place of business at 515 Broadway, Albany, New York, 12207-2964 (the “DASNY”), and _____, a **business corporation** organized and existing under the laws of the State of New York, hereinafter referred to as the **(Trade)** Contractor for the Work at various locations within **Region No. --** as defined in the Form of Bid.

WITNESSETH: That the OWNER and the Contractor for the consideration named agree as follows:

1. The Contractor shall Provide and shall perform all Work of every kind and nature whatsoever required and all other things necessary to complete in a proper and workmanlike manner the work of **Job Order Contract No. ----- Region No. – (Trade) CR No. --** in strict accordance with the Contract Documents as defined in the General Conditions and shall perform all other obligations imposed on such Contractor by the Contract.
2. The Contractor agrees to Provide the Work of the Contract Documents and perform the tasks required by each individual Job Order issued pursuant to this Contract, which sum shall be deemed to be in full consideration for the performance by the Contractor of all the duties and obligations of such Contractor under the Contract using the following Adjustment Factors:

Non-PLA Work

- a. Normal Working Hours: Contractor shall perform tasks during normal working hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

- b. Other than Normal Working Hours: Contractor shall perform tasks during evening or night shift Monday to Friday hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

All Work

- c. Non Pre-Priced Work: Contractor shall perform tasks during day shift Saturday or Sunday hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

PLA Work

- d. Day Shift, Monday to Friday (as defined by the PLA): Contractor shall perform tasks during normal working hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

- e. 2nd Evening or 3rd Night Shift Monday to Friday Hours (as defined by the PLA): Contractor shall perform tasks during evening or night shift Monday to Friday hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

- f. Day Shift Saturday or Sunday (as defined by the PLA): Contractor shall perform tasks during day shift Saturday or Sunday hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

- g. 2nd Evening or 3rd Night Shift Saturday or Sunday (as defined by the PLA): Contractor shall perform tasks during evening or night shift Saturday or Sunday hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

- h. Holidays (as defined by the PLA): Contractor shall perform tasks during Holiday hours for the unit price set forth in the Construction Task Catalog (CTC) multiplied by the adjustment factor of:

0.0000

3. The Minimum Contract Value will be \$0.00. The Contractor is guaranteed to receive Job Orders totaling at least \$0.00 issued during the contract period. Funds will be obligated for the contract as Job Orders are issued.

The Estimated Annual Contract Volume is _____
Per Contract Year. During the contract period, the Contractor may receive Job Orders that surpass the Estimated Annual Contract Volume. However, the Contractor is not guaranteed to receive this volume of Work. The Owner has no obligation to issue Job Orders in excess of the Minimum Contract Value.

4. The term of the Contract is one (1) year from the effective date of this Contract.

Option Period: Both the Owner and the Contractor must mutually agree to extend the Contract for an option period. The Contract includes three (3) Option Periods, and each term of the Option Period is one (1) year.

5. The Contractor shall commence and complete the work of each Job Order at the times specified in the Job Orders issued by the Owner and shall achieve Substantial Completion at the time specified in the Job Orders. The Contractor shall pay liquidated damages to the OWNER, as and if specified by the Owner for each Job Order for each and every day the Contractor fails to achieve Substantial Completion of the Work.

Signatures

Agreement May Be Signed in Counterparts. This agreement may be executed in one or more counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument. The effective date of this Contract shall be the date upon which this agreement is duly executed by both parties.

IN WITNESS WHEREOF, the parties hereto have set their hands as of the date first written above.

Dormitory Authority of the State of New York
515 Broadway
Albany, NY 12207-2964

By: _____

Title: _____

Date: _____

(Contractor name)
Address line 1
Address line 2

By: _____
(Authorized Officer/Signatory)

Title: _____

Date: _____

If a **corporation**, signer must be President, Vice-President or other authorized officer.

If a **Limited Liability Company (LLC)**, signer must be a member or manager.

If a **Limited Liability Partnership (LLP)**, signer must be a partner.

If a **Limited Partnership**, signer must be a partner.

If a **general partnership**, signer must be a partner.

If a **sole proprietorship**, signer must be the owner.

NEW YORK STATE ACKNOWLEDGEMENT – DASNY

State of New York)

) SS

County of Albany)

On the ____ day of _____, in the year _____, before me the undersigned personally appeared:

personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Signature of Notary

NEW YORK STATE ACKNOWLEDGEMENT – Contractor/Consultant

State of _____)

) SS

County of _____)

On the ____ day of _____, in the year _____, before me the undersigned personally appeared:

personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Signature of Notary

Iran Divestment Certification

1. By signing this certification and by signing Contract No. _____, each person and each person signing on behalf of any other party certifies, and in the case of a joint bid or partnership each party thereto certifies as to its own organization, under penalty of perjury, that to the best of its knowledge and belief that each person is not on the list created pursuant to paragraph (b) of subdivision 3 of section 165-a of the State Finance Law.
2. Contract means the contract between the Dormitory Authority of the State of New York ("DASNY") and _____ ("Contractor") for the Job Order Contract No. _____ Region No. ____ (Trade) CR ____.
3. This certification is part of Contract No. _____ and is subscribed by and affirmed by the person entering into Contract No. _____ as true under the penalties of perjury.

(Contractor name)

By: _____

Print Name: _____

Title: _____